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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CM(M) 737/2017

PARVEEN KUMAR GUPTA

..... Petitioner

Through: Mr. S.K. Bansal with Mr. Ajay
Amitabh Suman and Mr. Kapil
Kumar, Advocates.

versus

RAVI CHADHA & ORS

..... Respondents

Through: Mr. Ashish Deep Verma with
Mr. Sudesh Ranjan Singh, Advocates.

CORAM:

HON'BLE MR. JUSTICE R.K.GAUBA

ORDER

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06.12.2017

1. After some hearing, the counsel for the petitioner submitted that he may be allowed to withdraw the present petition and the applications filed therewith, as according to him there is an error apparent on the face of the impugned order wherein the fact that the suit seeks not only the relief of permanent injunction to restrain the opposite party against infringement of trade mark, but also reliefs in the nature of passing off, delivery, etc. which are not covered by the provision contained in Section 124(1) of Trade Marks Act, 1999, which has been invoked, was overlooked. The petitioner seeks liberty to approach the Tribunal by review petition.
2. The petition and the applications are disposed of as withdrawn with liberty as prayed, granted.

R.K.GAUBA, J

DECEMBER 06, 2017//srb