

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION
IP SUIT (L) NO.779 OF 2018
WITH
NOTICE OF MOTION (L) NO.1404 OF 2018**

BINCA	...	Plaintiff
versus		
Shah Prakash and Ors.	...	Defendants

Mr. Hiren Kamod I/by Mr. Rani Boazz, for Plaintiff.
Mr. Jigar Shah, Defendant No.2 present.

CORAM: S.J. KATHAWALLA, J.

DATE: 31st JULY, 2018

P.C.:

1. The learned Advocate for the Plaintiff and Defendant No.2 have tendered Consent Terms dated 31st July, 2018. They submit that the Consent Terms be taken on record and the Suit be disposed of in terms of the Consent Terms. The Consent Terms are taken on record and marked 'X' for identification. The Consent Terms are signed by the Partner of the Plaintiff and by Defendant No.2. Defendant Nos.1, 3 and 4 shall attend the Court on 3rd August, 2018 at 11.00 a.m., and sign the Consent Terms in Court. The Consent Terms are also signed by the Advocate for the Plaintiff. The undertakings recorded in the Consent Terms are accepted. The Suit is disposed of in terms of the Consent Terms, marked 'X'. Refund of Court Fees, if any, as per rules. Notice of Motion (L) No.1404 of 2018 also stands disposed of. The Court Receiver

stands discharged without passing any accounts, but upon payment of his costs charges and expenses by the Plaintiff. The impugned goods shall be destroyed in the presence of the representative/s of the Plaintiff. The Defendants shall pay an amount of Rs.5 Lakhs on or before 10th August, 2018 agreed to be paid to the Plaintiff towards costs.

Stand over to 3rd August, 2018 for above Compliance.

(S.J.KATHAWALLA,J.)

Swaroop
Sharad
Phadke

Digitally signed
by Swaroop
Sharad Phadke
Date:
2018.08.03
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