

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Civil Appellate Jurisdiction)

Wednesday, the Twenty Sixth day of August Two Thousand Twenty

PRESENT

The Hon`ble Mr Justice R.MAHADEVAN

CMP No.2929 of 2018

in AS.No.101 of 2018

1 DR.V.RAJENDIRAN [PETITIONERS]

2 M/S.KOVAI HEART FOUNDATION PVT.,
LTD., 687/1, TRICHY ROAD, ALVERINA CONVENT
BUS STOP, RAMANATHAPURAM, COIMBATORE-45.

Vs

1 KOVAI HEAR HEART FOUNDATAION, [RESPONDENTS]
A PUBLIC CHARITABLE TRUST, REP BY
ITS TRUSTEE, OLD NO.79, NEW NO.154,
BHARATHI COLONY, III CROSS STREET,
PEELAMEDU, COIMBATORE-641 004.

2 DR.S.BALASUNDARAM
3 MS.MALARKODI BALASUNDARAM

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to grant an order of stay of the order dated 04/10/2017 passed in OS.No.763 of 2009 on the file of the Hon ble Principal District Judge of Coimbatore, (in CMP.No.2929/2018) pending disposal of the above AS.No.101/2018.

Order : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of MR.ARUN C.MOHN Advocate for the Petitioners and of MR.R.BHARATH KUMAR Advocate for the respondents the court made the following order:-

O R D E R

In this miscellaneous petition, on 15.02.2018, this Court passed the following order :

"Since there is no interim order enjoyed by the respondent before the Trial Court and the appellant has been using the name and it may not be appropriate to allow the injunction to be enforced restraining the appellant from using the word. Therefore, the interim order granted is suspended. Call the matter on 5.6.2018. "

Thereafter, the matter has been kept pending till date. Hence, the interim order already granted on 15.02.2018 is to continue till the disposal of the Appeal. Accordingly, this Civil Miscellaneous Petition is ordered.

-sd/-

26/08/2020

/ TRUE COPY /

Sub-Assistant Registrar (Statistics / C.S.)
High Court, Madras - 600 104.

TO

THE PRINCIPAL DISTRICT JUDGE OF COIMBATORE.

C.C. to M/S.ARUN C.MOHAN Advocate on payment of necessary charges

C.C. to M/S.R.BHARATH KUMAR, Advocate on payment of necessary charges

Order

in

CMP.2929/2018

in

AS.101/2018

Date :26/08/2020

From 26.2.2001 the Registry is issuing certified copies of the Interim Orders in this format
KP(20/02/2018)
SDR 03/09/2020