

Arun

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION
COMMERCIAL IP SUIT NO. 19 OF 2021
WITH
INTERIM APPLICATION (L) NO. 6637 OF 2020
WITH
LEAVE PETITION NO. 103 OF 2020**

Hindustan Unilever Ltd	...Plaintiff
<i>Versus</i>	
Babbar	...Defendant

**Ms Niyati Davawala, with Laher Shah, i/b ALJ & Partners, for the
Plaintiff.
Mr DN Kher, Court Receiver, present.**

**CORAM: G.S. PATEL, J
DATED: 25th October 2021**

PC:-

**LEAVE PETITION NO. 103 OF 2020 IN COMMERCIAL IP
SUIT NO. 19 OF 2021:**

ARUN
RAMCHNDRA
SANKPAL

Digitally signed by
ARUN RAMCHNDRA
SANKPAL
Date: 2021.10.26
10:46:47 +0530

1. By consent, the Petition for leave under Clause XIV of the Letters Patent is made absolute.

COMMERCIAL IP SUIT NO. 19 OF 2021:

2. The Plaintiff has settled their disputes with the Defendant. The proprietor of the Defendant, Mr Sukhdev Babbar, is present online. He agrees to the following order.
3. Ms Davawala tenders draft amendments. These are taken on record and marked "X1" for identification with today's date. Leave to amend in terms of the draft tendered, without need of reverification. Amendments are to be carried out on or before 29th October 2021.
4. The Defendant submits to a decree in terms of the prayer clauses (a) to (c).
5. In view of thereof, Ms Davawala has instructions not to press the prayer for damages.
6. The Suit is decreed and disposed of in these terms.
7. The seized goods are in the Plaintiff's possession and will be destroyed by the Plaintiff within a period of two weeks from today.
8. The Court Receiver stands discharged without passing accounts but on payment of his costs, charges and expenses to be paid within a period of two weeks by the Plaintiff.

9. Court fees are to be refunded in accordance with the Rules. For the purposes of Section 43 of the Maharashtra Court Fees Act and the proviso to that Section, today's date is the date of making a claim for repayment. The Prothonotary & Senior Master will issue a certificate for a refund of Court Fees computed according to the Rules. He will act on production of an authenticated copy of this order without requiring a separate application.

**INTERIM APPLICATION (L) NO. 6637 OF 2020 IN
COMMERCIAL IP SUIT NO. 19 OF 2021:**

10. In view of this, the IA is infructuous and is disposed of accordingly.

11. For statistical purposes, the Registry will finally number the IAs and the Suit irrespective of any pending office objections.

12. All concerned will act on production of a digitally signed copy of this order.

(G. S. PATEL, J)