

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION/
IN ITS COMMERCIAL DIVISION

INTERIM APPLICATION NO.2686 OF 2021
IN
COMMERCIAL IP SUIT NO. 329 OF 2021

WITH
LEAVE PETITION NO. 314 OF 2021
IN
COMMERCIAL IP SUIT NO. 329 OF 2021

Sapat International Pvt. Ltd.

...Applicant/
Plaintiff

Versus

Kesari Manufactures And Anr.

...Defendants

Mr. Ashutosh Kane with Mr. Ajaraj Bagwe and Ms. Maitri Asher
i/by W. S. Kane & Co. for the Plaintiff.

Mr. Sandeep Shinde i/by Mr. Akshay H. Bankapur, for the
Defendant Nos. 1 & 2.

Mr. D. N. Kher, Court Receiver Present.

CORAM : N. J. JAMADAR, J.

DATE : 10th DECEMBER, 2021.

P.C.:

LEAVE PETITION NO. 314 OF 2021

1. Heard the learned counsel for the parties.
2. I am satisfied that with the Leave under Clause-XIV being granted, this Court will have jurisdiction to entertain the cause of action for passing off as well. Hence, Clause-XIV Leave Petition is made absolute.

INTERIM APPLICATION NO.2686 OF 2021

1. Heard the learned counsel for the parties.
2. The learned counsels seek time to explore the possibility of amicable resolution of the dispute and file consent terms, if negotiations materialize.
3. List on 21st January, 2022.
4. Ad-interim relief granted earlier shall continue to operate till 24th January, 2022.

(N. J. JAMADAR, J.)