

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

WEDNESDAY, THE 7th DAY OF APRIL 2021

THE HON'BLE DR. JUSTICE G.JAYACHANDRAN

A.No.884 of 2021
in
C.S.No.82 of 2021

1.Aqua Pump Industries,
rep. by its Managing Partner
Mr.Ramaswamy Kumaravelu
Thudiyalur Post,
Coimbatore 641034
Having their branch office at
New No.10, Old No.26
Errabalu Chetty street
Parrys corner,
Chennai-600 001.

2.Aqua Sub Engineering
rep. by its Managing Partner
Mr.Ramaswamy Kumaravelu
Thudiyalur Post,
Coimbatore 641034
Having their branch office at
New No.10, Old No.26
Errabalu Chetty Street,
Parrys Corner
Chennai-600 001.

..Applicants/Plaintiffs

-Vs.-

Smt.Nirmala Devi
Proprietor
M/s.JK & Sons,
Having address at
Old Telephone Exchange,
Budhwala Ward No.16,
Prem Basti, Budhlada
Mansa Dist., Punjab-151502.

..Respondent/Defendant

Application praying that this Hon'ble Court be pleased to permit the Applicants to combine causes of action of infringement of registered trademark and passing off.

This application coming on this day before this court for hearing, the Court made the following order:

Heard the learned counsel for the petitioner.

2.Matter relates to infringement of trademark. The allegations against the respondent is that there is the infringement of the plaintiff's trademark as well as passing off the goods of the respondent as that of the plaintiff.

3.Private notice served. There is no representation for the respondent.

4.This application is to permit the plaintiff to combine causes of action of infringement of trademark as well as passing off. To avoid multiplicity of proceedings the application in A.No.884 of 2021 is allowed.

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Sd/-G.J.J
07.04.2021

//Certified to be true copy//

Dated at Madras this the day of 2021.

JJ 17/04/2021

COURT OFFICER(O.S.)

From 25th Day of September 2008 the Registry is issuing certified copies of the Orders/Judgments/Decrees in this format.