



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

WEDNESDAY, THE 04TH DAY OF AUGUST 2021

THE HON'BLE MR. JUSTICE R.SUBRAMANIAN

C.S. No.390 of 2015

Mr. Mukesh Jain,
Proprietor of Shiv Sakthi Entertainment,
No. 298, 4th Floor, Fountain Plaza Complex,
Pantheon Road, Egmore,
Chennai – 600 006.

... Plaintiff

-Versus-

Mr. S. S. Chakravarthy,
Proprietor of NIC ARTS,
No. 1, Senthil Andavar Street,
Dhanalakshmi Colony, Vadapalani,
Chennai – 600 026.

... Defendant

C.S.No. 390 of 2015

Civil Suit praying that this Hon'ble Court be pleased to pass a judgment and decree:-

- a) Granting a permanent injunction restraining the defendant, its servants or agents or anyone claiming through or under them from in any manner infringing the plaintiff's Copyright over the theatrical distribution, exhibition and exploitation of the Tamil Feature film "VAALU" featuring Simbu, Hansika, Santhanam and others, music

composed by Mr.S.S. Thaman directed by Mr.Vijay Chander, from



releasing, exhibiting and/or exploiting any manner the said film in any theatre in the territory of Chennai City and Chengalpet as known in the film trade; and

b) Directing the defendant to pay to the plaintiff the cost of the suit.

This suit coming on this day before this court for hearing in the presence of Mr.S.Diwakar, Advocate for the Plaintiff herein and Mr.P.Giridhar for Rugan & Arya, Advocates for the defendant herein and upon reading the plaint filed herein and the learned counsel for the plaintiff submitting that he has been instructed to withdraw the suit, and this court doth recording the said statement, **it is ordered as follow:-**

That the suit in C.S.No. 390 of 2015, be and is hereby dismissed as withdrawn

2) That there shall be no costs of this suit.

WITNESS, THE HON'BLE MR.JUSTICE SANJIB BANERJEE,
CHIEF JUSTICE, HIGH COURT OF MADRAS AFORESAID, THIS THE
04TH DAY OF AUGUST 2021

Sd/-
ASSISTANT REGISTRAR (Comm.Cases)

//Certified to be true copy//
Dated at Madras this the day of 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.



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31.08.2021

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C.S.No. 390 of 2015

ORDER
DATED 04/08/2021

THE HON'BLE MR.JUSTICE
R.SUBRAMANIAN

FOR APPROVAL: 09/09/2021

APPROVED ON:03/09/2021



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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.08.2021

CORAM:

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN

C.S.No.390 of 2015

Mr.Mukesh Jain,
Proprietor of Shiv Sakthi Entertainment,
No.298, 4th Floor, Fountain Plaza Complex,
Pantheon Road, Egmore, Chennai – 600 006. ...Plaintiff

Vs.

Mr.S.S.Chakravarthy,
Proprietor of NIC ARTS,
No.1, Senthil Andavar Street,
Dhanalakshmi Colony, Vadapalani,
Chennai – 600 026. ...Defendant

Prayer: Complaint filed under Order VII Rule 1 of C.P.C., r/w. Order IV Rule 1 of the Original Side rules and Sections 55 & 62 of the Copyright Act, 1957, seeking to grant a permanent injunction restraining the defendant, its servants or agents or anyone claiming through or under them from in any manner infringing the plaintiff's copyright over the theatrical distribution, exhibition and exploitation of the Tamil feature film “VAALU” featuring Simbu, Hansika, Santhanam and others, music composed by Mr.S.S.Thaman directed by Mr.S.S.Thaman directed by Mr.Vijay Chander, from releasing, exhibiting and / or exploiting any manner the said film in any theatre in the territory of Chennai City and Chengalpet as known in the film trade and for costs of the suit.

For Plaintiff : Mr.S.Diwakar

For Defendant : Mr.P.Giridhar for



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J U D G M E N T

Mr.S.Diwakar, learned counsel appearing for the plaintiff would submit that he has been instructed to withdraw the suit.

2.The said statement is recorded and this suit is dismissed as withdrawn. No costs.

Sd/- R.S.M.J.
04/08/2021

List of witness and documents filed on the side of the plaintiff:

Nil

List of witness and documents filed on the side of the defendant:

Nil

Sd/- R.S.M.J.
04/08/2021

//Certified to be true copy//

Dated at Madras this the day of 2021.

COURT OFFICER(O.S.)

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