

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Reserved on : 05.01.2021

Pronounced on : 29.01.2021

CORAM

THE HONOURABLE MR. JUSTICE **C.V.KARTHIKEYAN**

A.No.2544 of 2020

in

C.S.(Comm.Div.)No.295 of 2020

- 1.Mr.A.D.Padmasingh Isaac
Proprietor, Aachi Spices and Foods,
Old No.4, New No.181/1,
6th Avenue, Thangam Colony,
Anna Nagar, Chennai – 600 040.
- 2.Aachi Masala Foods Private Limited
No.1926, 34th Street, I Block,
Ishwarya Colony, Anna Nagar West,
Chennai – 600 040.
Represented by its Director
Mr.Ashwin Pandian
- 3.Aachi Spices and Foods Private Limited
No.1926, 34th Street, I Block,
Ishwarya Colony, Anna Nagar West,
Chennai – 600 040.
Represented by its Director
Mr.Ashwin Pandian
- 4.Aachi Special Foods Private Limited
No.1926, 34th Street, I Block,
Ishwarya Colony, Anna Nagar West,
Chennai – 600 040.
Represented by its Director
Mr.Ashwin Pandian

5.Aachi Spices and Condiments Private Limited
No.1926, 34th Street, I Block,
Ishwarya Colony, Anna Nagar West,
Chennai – 600 040.
Represented by its Director
Mr.Ashwin Pandian

... Applicants/Plaintiffs

Vs.

Aachi Chit Funds Private Limited
5-2E, Shakthi Vinayagar Nagar,
Vellalore, Coimbatore – 641 111.

...Respondent / Defendant

Prayer in A.No.2544 of 2020:- This application filed under Order XIV Rule 8 of O.S Rules and Order II Rule 3 of C.P.C., and Clause 14 of Letters Patent, praying to permit the Applicants to combine causes of action of infringement of registered trademark and passing off.

For Applicants / Plaintiffs: Mr.P.S.Raman, learned Senior Counsel,

For M/s.Gladys Daniel

For Respondent / Defendant: Mr.S.Diwakar

For Mr.A.Palaniappan

ORDER

This Application has been filed under Class 14 of the Letters Patent seeking permission to combine causes of action of infringement of registered

trademark and passing off.

2.In view of the fact that both the issues arose from the same bundle of facts and the evidence to substantiate the same overlap, permission is granted. This Application is allowed.

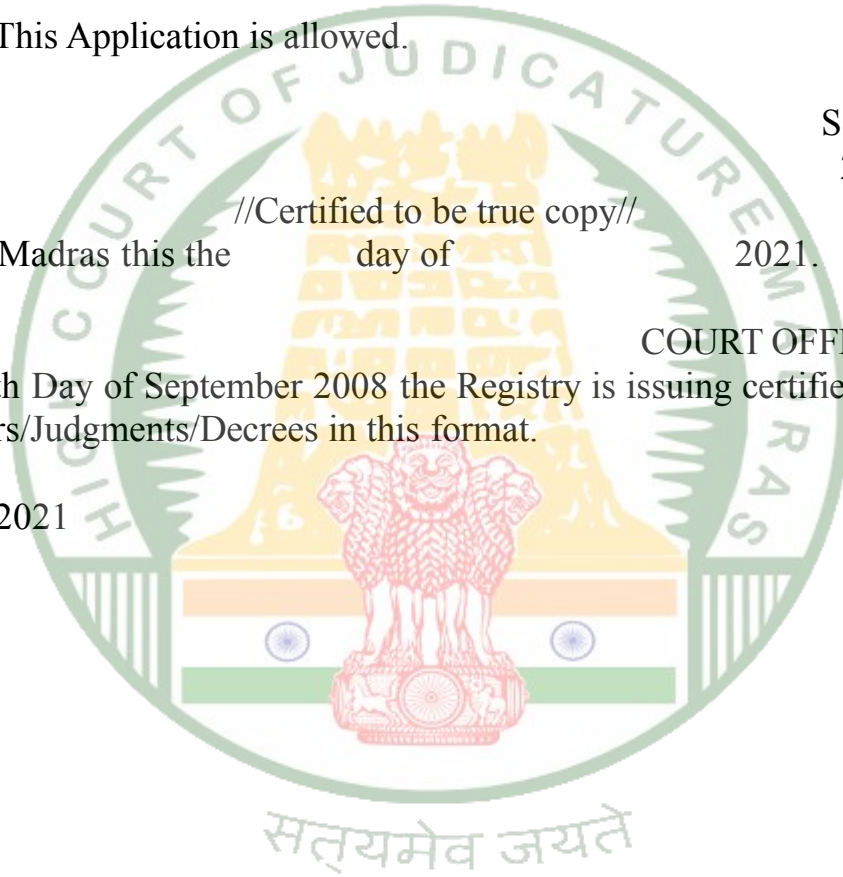
Sd./-C.VK.J
29.01.2021

//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.

JJ 18/02/2021



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