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Application No.275 of 2022
in C.S.No.822 of 2013
(Comm.Suits)

N.ANAND VENKATESH,.J.

This application has been filed by the applicants/defendants seeking the leave of this Court to receive two additional documents.

2.Heard Mrs.Gladys Daniel, learned counsel for the applicants/defendants and Ms.Chandini Pradeepkumar, learned counsel for the respondents/plaintiffs.

3.The suit was at the stage of trial and a case management order was passed by this Court on 02.12.2021. Thereafter, the trial did not progress and it was submitted before this Court that oral evidence may not be required in this case and the suit can be decided based on the documents relied upon by either side.

4.It is at this juncture, the present application came to be filed by the defendants. The two documents that are sought to be brought in by the defendants is the Internet report from the Trademark Registry website which was downloaded on 22.12.2021. Basically, these are the updated reports generated from the Trademark Registry reflecting the list of marks with prefix "ZY" and suffix "VISC". How far these documents would be relevant is a matter that can be gone into at the time of final hearing and that exercise need not be carried out while deciding this application.

5.This Court is convinced with the reasons assigned in the affidavit filed in



support of the application and no prejudice will be caused to the plaintiffs if these documents are permitted to be brought in by the defendants. The plaintiffs can always question the relevancy of these documents at the time of final hearing.

6. Accordingly, this application stands allowed.

19.01.2022
1/2

KP
Internet: Yes



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KP

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28.01.2022