

In the High Court of Punjab and Haryana, at Chandigarh

C.O.C.P. No. 605 of 2022

Date of Decision: 02.05.2022

Hastens Sangar AB of Box Kopling S-731 23, Sweden

... Petitioner(s)

Versus

Mr.S.Naresh Kumar, Director of M/s Goodwill Machine Tools and M/s Fine Power Tools and Others

... Respondent(s)

CORAM: Hon'ble Mr. Justice Anil Kshetarpal.

Present: Mr. Amit Jhanji, Senior Advocate
with Ms. Zaheen Kaur, Advocate
for the petitioner.

Anil Kshetarpal, J.

1. The petitioner prays for initiation of the proceedings under Section 10 and 12 of the Contempt of Courts Act, 1971 (hereinafter referred to as “the 1971 Act”) read with Article 215 of the Constitution of India.

2. In substance, the petitioner complains that an interlocutory order, passed by the Court while restraining the defendants from using the trade mark of the plaintiff having word “HASTENS” and logo/artworks of horse is being violated by the respondents.

3. The learned counsel representing the petitioner contends that the remedy under Order XXXIX Rule 2A CPC is an addition to the remedy under the 1971 Act.

4. Be that as it may. The matter is pending before the trial Court.

In these circumstances, the petitioner, if so advised, may file an appropriate

application before the trial Court for ensuring the compliance of the interim

orders.

5. With the observations made above, the present petition is disposed of.

(Anil Kshetarpal)
Judge

May 02, 2022
“DK”

Whether speaking/reasoned :Yes/No

Whether reportable : Yes/No