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(T)OP(TM)/311/2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.06.2023

CORAM

THE HONOURABLE MR.JUSTICE SENTHILKUMAR RAMAMOORTHY

(T)OP(TM)/311/2023
(ORA/29/2019/TM/CH)

M/s.J.S.F.Holdings Pvt. Ltd.,
Represented by its Director
Mr.Hashim.B
Plot No.6-A, 1st Phase, Industrial Area,
Kumbalgode, Bangalore,
Pin - 560 060, Karnataka.

... Petitioner

-VS-

1.Ms.Revathi Mohandass
2.The Trademark Registry,
Intellectual Property Office Building,
IP Building, G.S.T.Road,
Guindy, Chennai - 600 032.

... Respondents

PRAYER: Transfer Original Petition (Trademarks) filed under Sections 47, 57, 125 of the Trademarks Act, 1999, pleaded to an order directing the Registrar of Trademarks to remove/expunge/rectify the entry relating to Trademark No.3712623 in Class 30.

For Petitioner : Mr.Suresh
for M/s.Shivakumar and Suresh

For Respondent 2 : Mr.K.Subbu Ranga Bharathi, CGSC



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SENTHILKUMAR RAMAMOORTHY,J

rna

ORDER

Learned counsel for the petitioner has placed before me a memo dated 26.06.2023. In the said memo, it is stated that a compromise was recorded in an infringement action (O.S.No.14 of 2018) between the contesting parties hereto before the District Court, Ramanathapuram. The decree of the District Court, Ramanathapuram is annexed to the memo. The said decree records that the first defendant therein would filed an application before the Registrar of Trademarks for the cancellation of Trademark No.3712623. In view thereof, learned counsel submits that he has been instructed to withdraw this petition. Mr.Subbu Ranga Bharathi, learned counsel, appears on behalf of the second respondent.

2. Accordingly, (T)OP(TM)/311/2023 is dismissed as withdrawn without any order as to costs.

28.06.2023

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Index : Yes / No

Internet : Yes / No

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