



WEB COPY

(T)CMA(TM).No.93 of



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.08.2023

CORAM

**THE HONOURABLE MR.JUSTICE SENTHILKUMAR
RAMAMOORTHY**

(T)CMA(TM).No.93 of 2023
(OA/21/2020/TM/CH)

Dhanvantari Nano Ayushadi Private Limited,
(Registered under the Indian Companies Act, 1956),
Rep. by its Chairman Mr.Shankarlal Abhaya Kumar,
No.8/34, Neelakanta Mehta Street,
T.Nagar, Chennai – 600 017..

...Appellant

Vs.

- 1.The Registrar of Trade Marks,
The Trade Marks Registry,
IP Office Building,
GST Road, Guindy,
Chennai – 600 032.
- 2.The Senior Examiner of Trade Marks,
The Trade Marks Registry,
IP Office Building,
GST Road, Guindy,
Chennai – 600 032.

...Respondents

Prayer: Transfer Civil Miscellaneous Appeal (Patents) filed under Section 91 of the Trade Marks Act, 1999, praying to set aside the impugned order of the respondent passed for the mark “NANO CUR” in Trade Mark Application



(T)CMA(TM).No.93 of

No.3969353 in Class 05 in order dated 10.09.2019 and direct the Registry to register the mark.

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For Appellant : No Appearance

For Respondents : Mr.P.G.Santhosh Kumar
Senior Panel Counsel

JUDGMENT

At the hearing on 11.07.2023, M/s.Altacit Global, learned counsel, submitted that they have no instructions in the matter. Therefore, notice was issued directly to the appellant. The bailiff's report dated 04.08.2023 records that the appellant had vacated the office address specified in the cause title of the appeal and, therefore, notice could not be served. Without the current address of the appellant, it is not possible to notify the appellant of this matter and proceed further.

2.In these circumstances, (T)CMA(TM) No.93 of 2023 is dismissed for non-prosecution without any order as to costs.

28.08.2023

Index:No
Speaking order
Neutral Citation:No
hvk



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To

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