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(T)CMA(PT)/12/2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.08.2023

CORAM

THE HONOURABLE MR.JUSTICE SENTHILKUMAR RAMAMOORTHY

(T)CMA(PT)/12/2023

(OA/20/2020/PT/CH)

Huawei Technologies Co., Ltd
A Chinese Corporation
At Huawei Administration Building,
Bantian, Longgang District,
Shenzhen, Guangdong, China 518129.
Appellant

...

-vs-

- 1.The Controller General of Patents and Designs
Mumbai, Mumbai Patent Office,
Boudhik Sampada Bhawan,
S.M.Road,
near Antop Hill Post Office,
Antop Hill , Mumbai - 400037.
- 2.The Deputy Controller of Patents and Designs
Chennai, patent Office Chennai,
Intellectual Property Building,
G.S.T. Road, Guindy,
Chennai - 600032.
- 3.The Assistant Controller of Patents and Designs
Delhi, Patent Office Delhi,
Boudhik Sampada Bhawan,
Plot No. 32, Sector 14,



(T)CMA(PT)/12/2023

Dwarka, New Delhi - 1100075.

... Respondents

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PRAYER: Transfer Civil Miscellaneous Appeal (Patents) filed under Sections 117-A of the Patents Act, 1970, pleased to Setting aside the impugned order dated March 17, 2020 passed by the Respondent No. 3 in application number 490/CHENP/2011 and Directing the Respondent No. 1 to allot the application to some other Deputy/Assistant Controller of Patent Office and to consider the application on merits afresh.

For Appellant : Mr.Dominic Alvares
for M/s.S.Majumdar and Co.

For Respondents : Mr.Rajesh Vivekanandan,
Deputy Solicitor General

JUDGMENT

Learned counsel for the appellant has placed before me the order dated 04.12.2020 of the erstwhile Intellectual Property Appellate Board in Original Appeal No.20/2020/PT/CHN/4806. By the said order, the appeal was allowed by setting aside the impugned



(T)CMA(PT)/12/2023

order of the Controller and the matter was remanded for re-consideration. In view thereof, no adjudication is necessary.

2. Hence, (T)CMA(PT)/12/2023 is closed in view of the above mentioned order without any order as to costs.

01.08.2023

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Index : Yes / No

Internet : Yes / No

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(T)CMA(PT)/12/2023

(T)CMA(PT)/12/2023
(OA/20/2020/PT/CH)

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