

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

264**RFA-4420-2019 (O&M)
Date of Decision: 17.10.2023**

M/s Phonographic Performance Limited

...Appellant

Versus

M/s Hypnotic Lounge Bar and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Gaurav Chopra, Senior Advocate with
Mr. J.S. Dhillon, Advocate for the appellant(s).

Mr. Jangveer Singh, Advocate for
Mr. R. Kartikeya Iyer, Advocate for the respondents.

HARKESH MANUJA, J. (oral)

1. The present appeal has been filed assailing the judgment and decree dated 10.10.2019 passed by the Additional District Judge, SAS Nagar (Mohali), whereby the suit for perpetual injunction invoking Section 55 of the Copy Right Act, 1957, filed at the instance of the appellant-plaintiff stands dismissed.

2. Learned Senior Counsel on instructions submits that respondent No.1 has been closed down, thereby no cause of action survives at present and thus, he does not want to press the present appeal, however, reserving the rights of plaintiff-appellant to move again in the changed circumstances.

3. In view of the above, the appeal is **dismissed** being not pressed and the appellant-plaintiff is granted liberty to file an application for revival, if the requirement arises.
4. Pending application(s), if any, shall stand(s) disposed off.

17.10.2023
Mangal Singh

(HARKESH MANUJA)
JUDGE

Whether Speaking / Reasoned :	Yes	No
Whether Reportable :	Yes	No