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(T)CMA(PT)136/2023
(OA/4/2017/PT/CHN)

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.02.2024

CORAM

MR.JUSTICE N.SESHASAYEE

(T)CMA(PT)/136/2023
(OA/4/2017/PT/CHN)

UNIVERSITY OF SOUTH FLORIDA
3802, Spectrum Blvd., Suite 100,
Tampa, FL 33612-9220, United States of America

... Appellant

Vs.

Assistant Controller of Patents and Designs
The Patent Office
Intellectual Property Building
G.S.T Road, Guindy
Chennai 600 032

... Respondent

PRAYER: Transfer Civil Miscellaneous Appeal (Patents) is filed under Sections 117 A of the Indian Patents Act, 1970, praying to admit the present appeal and after considering the substantial grounds allow the appeal; issue directions to the respondent to withdraw the said order dated 24.01.2017 with respect to the Patent Application No.4156/CHENP/2008 and grant the patent application 4156/CHENP/2008 for invention claimed in the revised claims as submitted on 20.07.2016 in response to the hearing held on



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06.07.2016; issue directions to the respondent to allow the appellant to make amendments in the claims if any in order for the application to be granted; any other relief may be pleased to allow in view of the facts and circumstances of the case and for costs and incidental be allowed to the appellant.

For Appellant : M/s.Shruthi Srinivasan
for Arun C.Mohan

For Respondent : Mr.M.Karthikeyan
Senior Panel Counsel

JUDGMENT

The learned counsel for the appellant on instruction through e-mail submits that the appellant is not keen to proceed with the matter. She seeks leave of the Court to withdraw the same.

2.The learned counsel has also submits that she is filing a Memo along with the printout of the e-mail received from the client. The statement of the learned counsel is recorded.



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3. The appeal stands dismissed accordingly for withdrawn. There is no order as to costs.

23.02.2024

kas

Index : Yes / No

Neutral Citation: Yes / No



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N.SESHASAYEE, J.

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