



(T)OP(TM)No.479 of 2023 etc batch

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.04.2024

CORAM :

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THE HONOURABLE DR.JUSTICE ANITA SUMANTH

(T)OP(TM) Nos. 479,508,511,515,519,527,530 & 531 of 2023
and T(TM)A Nos. 4,11,12,15,17,20 & 22 of 2023

(T)OP(TM) No. 479 of 2023

M/s Munjal Showa Limited
9-11, Maruti Industrial Area,
Gurugram – 122015,
Haryana

.. Petitioner

vs

1.M/s.Star India Private Limited
Star House, Urmi Estate, 95, Ganpatrao Kadam Marg,
Lower Parel (West) Mumbai – 400 013,
Maharashtra, India. (amendment carried out as per
order dated 28.02.2024)

2.The Registrar of Trade Marks

Trade Marks Registry, GST Road,
Guindy, Chennai – 600 032.

.. Respondents

Prayer in (T)OP(TM)No. 479 of 2023: This petition came to be numbered by transfer of O.R.A.Sr.No.50/2018/TM/CHN from the file of the Intellectual Property Appellate Board, Chennai praying this Court to rectify / remove / expunge the entry pertaining to impugned Trade Mark / label MANJAL registered under No. 2728282 in Class 42, from the Register.

Case No	For Petitioner	For Respondents
479/2023	Mr.Shravan Kumar Bansal	Ms.Tejaswini for Mr.Rahul Balaji, for R1 Mr.C.Samivel, SPC for R2
508/2023	Mr.Shravan Kumar Bansal	Ms.Tejaswini for Mr.Rahul Balaji, for R1 R2 – No appearance
511,515, 519, 527, 530/2023	Mr.Shravan Kumar Bansal	Ms.Tejaswini for Mr.Rahul Balaji, for R1 Mr.A.R.Sakthivel, SPCGSC for R2
531/2023	Mr.Shravan Kumar	Ms.Tejaswini for Mr.Rahul



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Case No	For Petitioner	For Respondents
	Bansal	Balaji, for R1 Mr.S.Janarthanam,SPC for R2

COMMON ORDER

Heard Mr.Bansal, for the petitioner and Ms.Tejaswini, for the first respondent.

2. This is a batch of eight original petitions. The first respondent has filed an affidavit dated 25.04.2024 to the effect that five out of eight trademarks expire today i.e., 30.04.2024 and the first respondent does not intend to renew the same.

3. As regards the remaining three trademarks, they have been renewed but the first respondent has not put the same to use. This is admitted.

4. Recording the above factual position (per paragraphs 2 to 5 of affidavit dated 25.04.2024), these petitions stand allowed. Let the first respondent make necessary applications for cancellation of the trademarks before the authority within a period of one week from date of receipt of a copy of this order. The authority pass orders on the said applications within a period of four weeks from the date of receipt of the same. No costs. Connected miscellaneous petitions are closed.

30.04.2024

Index:Yes/No
Neutral Citation:Yes
ssm



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To

The Registrar of Trade Marks
Trade Marks Registry, GST Road,
Guindy, Chennai – 600 032.



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DR. ANITA SUMANTH,J.

ssm

(T)OP(TM) Nos. 479, 508,511,515,
519,527,530 & 531 of 2023

30.04.2024