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(T)OP(TM)/523/2023
(ORA/SR.280/2016/TM/CHN)

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.02.2024

CORAM

MR.JUSTICE N.SESHASAYEE

(T)OP(TM)/523/2023
(ORA/SR.280/2016/TM/CHN)

M/s.Wensar Weighing Seales Limited
No.83, Audiappa Naicken Street
Near Elephant Gate, Sowcarpet
Chennai 600 079

... Petitioner

Vs.

1.The Tintometer Limited
Lovibond House, Solar Way
Wiltshire SP 47SZ
United Kingdom

2.Tintometer India Pvt. Ltd.
B-91, A.P.I.E., Sanath Nagar
Hyderabad 500 018

3.Registrar of Trademarks, Chennai
Boudhik Sampada Bhawan
G.S.T.Road
Guindy, Chennai 600 032

... Respondents

PRAYER: The Transfer Original Petitions (Trademarks) filed under
Section 47 and Section 57 of the Trademarks Act, 1999, to remove and



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expunge the registration number 1539925 for the trade mark TINTOMETER in the name of respondent No.1 in class 01 on the grounds of the mark wrongly registered and wrongly remaining on the register. To remove and expunge the registration number No.1539225 for the trademark TINTOMETER in the name of respondent No.1 in class 01 on the grounds of non-use of the term TINTOMETER in the trademark sense.

For Petitioner : No Appearance

For Respondent 1 : Mr.Dwarakesh Prabhakaran

For Respondent 2 : Mr.A.R.Sakthivel
SPC - R2
ORDER

No representation for the petitioner for the second successive occasion.

2.This petition stands dismissed accordingly for default.

07.02.2024

kas

Index : Yes / No

Neutral Citation: Yes / No

N.SESHASAYEE, J.

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