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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CS(COMM) 220/2021 & I.A. 6220/2021**

RED BULL AG & ANR.

.....Plaintiffs

Through: Ms. Apurva Bhutani and Mr. Naqeeb
Nawab, Advs.

M: 9999175083

Email: info@zeusip.com

versus

**SUMEET GUPTA TRADING AS HYGEN AGRO
& ANR.**

.....Defendants

Through: Mr. Kamal Garg, Adv.

M: 9811270502

Email: kamalgarg.adv@gmail.com

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

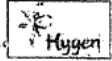
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15.10.2024

1. The present suit has been filed for permanent and mandatory injunction for restraining infringement of trademarks as well as passing off, damages, delivery up, rendition of account, etc. against the defendants.
2. Vide order dated 07th May, 2021, this Court had passed an *ex-parte ad-interim* injunction in favour of the plaintiffs and against the defendants, whereby, the defendants and other persons under them, were restrained from using the impugned marks/trade dress or any other device, logo, domain name or trade name, which were deceptively or confusingly similar to the plaintiff's registered and prior trademarks.
3. The matter was referred to Delhi High Court Mediation and



9. In terms of the settlement, the plaintiff admits that the present settlement shall not prejudice the rights of the defendants in the mark

‘MANIA’ , , “HYGEN”,  in any manner.

10. Accordingly, the present suit is decreed in terms of Prayer Clause in Para 71(a), 71(b) and 71(d) of the plaint, and in terms of the Settlement Agreement between the parties, which shall form part of the decree.

11. The parties are held bound by the terms of the settlement.

12. In view of the fact that parties have settled their disputes, the Registry is directed to issue a certificate for refund of full Court Fees in favour of the plaintiff.

13. At this stage, learned counsel appearing for the plaintiff submits that the Court Fees be refunded in the name of Counsel for the plaintiffs, i.e., Zeus IP Advocates LLP.

14. Accordingly, it is directed that the Registry of this Court shall refund the full Court fees in favour of the counsel for the plaintiffs, as aforesaid.

15. Let decree sheet be drawn up.

16. Accordingly, the suit along with the pending applications stand disposed of.

MINI PUSHKARNA, J

OCTOBER 15, 2024/kr