



IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED: 17.04.2025

CORAM

THE HONOURABLE **MR.JUSTICE SENTHILKUMAR RAMAMOORTHY**

(T)OP(PT)/66/2023
(ORA.SR/22/2021/PT/CHN)

Thyssenkrupp rothe Erde Germany GMBH
Tremoniastrasse 5-11, 44137, Dortmund, Germany.

... Petitioner

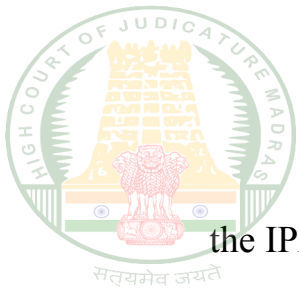
-VS-

1.IMO Holding GMBH
Imostrasse 1, 91350,
Gremsd of Germany.

2.The Controller of Patents,
IPR Buildings, SIDCO Plot, GST Road,
Guindy, Chennai 600 032.

... Respondents

PRAYER: Transfer Original Petition (Patents) is filed under Section 64(1) of the Patents Act, 1970, praying that the target patent does not comply with the various provisions of Section 64(1) of the patent law as discussed above, and claims 1, 28, 36 of the target patent don't have the novelty stipulated under Section 2(1)(j) of the patent law. Accordingly, the petitioner requests



the IPAB to declare that IN254458 is invalid.

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SENTHILKUMAR RAMAMOORTHY,J

rna

For Petitioner : Mr.M.Adeep Mohammed

For Respondents : Mr.J.Madanagopal Rao, SPC

ORDER

Learned counsel for the petitioner states that he has been instructed to withdraw the petition in view of the settlement reached with the contesting respondent. He has made an endorsement for withdrawal.

2. Therefore, (T)OP(PT)/66/2023 is dismissed as withdrawn without any order as to costs.

17.04.2025

rna

Index : Yes / No

Internet : Yes / No

Neutral Citation: Yes / No

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