

WEB COPY

(TM) A NO. 75 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09-10-2025

CORAM

THE HONOURABLE MR.JUSTICE N.SENTHILKUMAR

(TM) A NO. 75 of 2025

IN

(T)OP(TM) NO. 214 OF 2023

Sri Narasu's Coffee Company Pvt Ltd
P.B.No.701, No.16, Court Road, Johnsonpet,
Hasthampatty (post), Salem - 636 007.

Appellant(s)

Vs

R.P. Sarathy and S. Saradha,
Trading as Narasu's Saarathi Jewelry, 61A, Bazaar Street,
Salem - 636 001. and another

Respondent(s)

(T)OP(TM) NO. 214 of 2023

Sri Narasus Coffee Company limited,
P.B. No. 701, 16, Court road,
Johnsonpet, Hasthampatty Post
Salem 636007 (Amended as per order by SKRJ dated
03/08/2023 in TM A No.8/2023

Appellant(s)

Vs

R.P. Sarathy and S. Saradha trading as Narasus Saarathi
Jewellery,
61 A, Bazaar Street, Salem 636 001 and another

Respondent(s)



(TM) A NO. 75 of 2025

For Appellant(s):

M/S. s. Suba Shiny
sahana banu.s

For Respondent(s):

(T)OP(TM) NO. 214 of 2023

For Appellant(s):

M/s. S. SUBA SHINY, H. ASHOK SANKAR ,
KARTHIKEYAN
S.Sahana Banu

For Respondent(s):

Aishwarya S. Nathan
M.S.Seshadri-ms/3782/2011
HARINI.V, ASHWIN PRASHANTH for r1
Change Of Vakalat Filed For R1 D.No.2311/2025 Dated
21.1.2025
M/s.K.Subbu Ranga Bharathi For R2
Memo Counsel for Respondent R2

ORDER

The present application has been filed for marking of documents listed in Annexure-A and to receive and take on record the said documents as additional documents in the present rectification petition filed by the petitioner herein. The documents are annexed in Annexure-A.

2. A counter has been filed by the first respondent and it has been placed before this Court on the contention that the documents which are now filed are totally not connected to the Trademark case and it relates to plaint, written statement, rental agreement and deposition in OS.Nos.15, 17 and 19 of 2007, 192, 193 and 194 of 2013 and Rental Agreement Document Nos.1885, 1886 and 1887 of 1985. The learned counsel for the first



respondent submits that since the present case is purely on a Trademark issue where the petitioner relying on the documents that are in no way connected to the issue on trademark in dispute.

3. There is a substantial force in the arguments made on the side of the respondent as these documents relate to a suit papers, if the petitioner wants to confront the respondent, it is always open for them to put the same in the cross examination while the witness on the box.

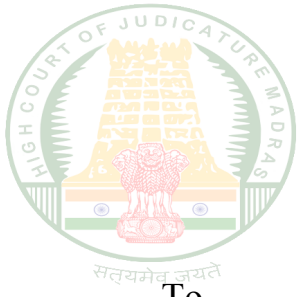
4. At this juncture, the learned counsel for the applicant submits that the deposition in Serial No.7 may be marked as there are certain relevance which cannot be disclosed at this point of time, as it would cause irreparable loss if such necessities are argued before this Court at this stage.

5. The submissions made by the learned counsel for the applicant are in favour of the applicant. Therefore, except marking of document No.7 in Annexure-A, the prayer in respect of marking of other documents in this application is dismissed. This document No.7 shall be marked at the appropriate stage.

6. Accordingly, this application is dismissed in the above term.

09-10-2025
(1/2)

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(TM) A NO. 75 of 2025

To

1. R.P. Sarathy and S. Saradha,
Trading as Narasu's Saarathi Jewelry, 61A, Bazaar Street,
Salem - 636 001.

2. The Registrar of Trademarks
Office of Trademark Registry, G.S.T. Road, Guindy, Chennai - 600 032.

(T)OP(TM) NO. 214 of 2023

1. R.P. Sarathy and S. Saradha trading as Narasus Saarathi
Jewellery,
61 A, Bazaar Street, Salem 636 001

2. Office of the Trademarks Registry
Office of the Trademarks Registry
GST Road,
Guindy,
Chennai - 600032