



O.A. No.988 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18.03.2025

CORAM

THE HON'BLE Mr. JUSTICE ABDUL QUDDHOSE

O.A. No.988 of 2024

M/s.CKR Retail Private Ltd.,
(previously known as M/s.Cavinkare Private Ltd.)
Rep. by its Director,
R. Gopalakrishnan

... Applicant

Vs

Monika Gupta

... Respondent

For Applicant : Mr.Vijayan Subramanian

For Respondent : Ms. S.Y. Syed Parvez

ORDER

Both the parties have arrived at an amicable settlement. They have also agreed for the terms and conditions as mentioned in the Joint Compromise Memo, dated 17.03.2025 filed before this Court which has been signed by the respective counsels.

JOINT COMPROMISE MEMO

The Parties herein respectfully submit as follows:

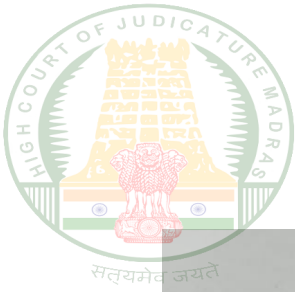
A. The Parties herein submit that the above application was filed by the Applicant against the Respondent for injunction against the Respondent.



B. The Applicant and the Respondent respectfully submit that with a view to give quietus to the matter, they have agreed to settle their disputes amicably, with reference to the subject matter on the following terms:

In view of this, I hereby irrevocably undertake and agree as follows:

1. The Respondent has agreed to withdraw the FIR No.(P.S.No.):0067 given by the Respondent before the Kohna(Commissionerate Kanpur Nagar) on 15/07/2024 immediately.
2. Upon withdrawal / closure of the FIR given by the Respondent, the Applicant agrees to close this present application having numbered as O.A. No. 988 of 2024 immediately.
3. The Respondent agreed to pay a sum of Rs. 1,00,000/- (Rupees One Lakhs Only) to the Applicant towards the costs of the present application.
4. The Respondent shall not infringe the Applicant's registered trademark **green trends** and also undertakes to not to use the colour combination in any manner whatsoever.
5. The Respondent shall immediately cease and desist from using the name "GREEN" -  or any other mark, logo, trade dress, color combination, or design similar to the registered trademark of the Applicant in any manner as projected in the design of the label attached with this memo in **ANNEXURE I**, on or before 31st March 2025.
6. The Respondent, their men, servants, agents or anyone claiming through or under them undertakes not to use the copyright and trademark of the Applicant's Brand Green Trends or Green or Trends separately and also undertakes not to apply for trademark registration of the mark "Green Trends or Green or Trends".



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7. The Respondent undertakes not engage in any business, marketing, branding, or promotional activities using the disputed name



or any other deceptively similar variations thereof.

8. The Respondent confirms that the Respondent has removed and discontinued the use of all infringing materials, including but not limited to signage, packaging, advertisements, and online content with regard to the trademark Green Trends.

9. The Respondent agrees that the exclusive ownership rights of trademark and copyright of **green trends** held by the Applicant and will not challenge or dispute the same in the future.

10. The Respondent undertakes that in case of any future breach of this undertaking, the Respondent shall be liable for legal action, including but not limited to penalties, damages, and injunctions, as deemed appropriate by law.

It is therefore prayed that this Hon'ble Court may be pleased to receive the Memo of Compromise and pass a decree in terms of the same and pass such further or other order as this Hon'ble Court may deem fit and proper in the circumstance of the case and thus render justice.

Dated at Chennai on this the 17th day of March 2025

APPLICANT

S.V.L.

COUNSEL FOR APPLICANT

RESPONDENT

Sathya
C.No. 930/2015

COUNSEL FOR RESPONDENT

for



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2. In terms of the Joint Compromise Memo, dated 17.03.2025, this

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application is disposed of. The Joint Compromise Memo, dated

17.03.2025 shall form part of this order.

18.03.2025

Index: Yes/ No

Speaking order / Non speaking order

Neutral citation : Yes / No

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ABDUL QUDDHOSE, J.

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