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

+ **CS(COMM) 78/2020 with I.A. 2605/2022 and I.A. 3692/2024 and I.A. 12365/2025**

J.C. BAMFORD EXCAVATORS LIMITEDPlaintiff

Through: Mr. Ankit Jain, Senior Advocate with
Ms. Ila Kapoor, Ms. Maidini Phool
and Ms Prakrati Sharma, Advocates.

versus

MASTER ALLOYS LIMITED & ORS.Defendants

Through: Mr. Mandeep Kalra, Ms. Anushka
Satapathy, Ms. Radhika Jalan, Ms.
Widaphi Lymgdoh, Mr. Yashas J. Ms.
Shweta Singh, Mr. Vaibhav Yadav,
Mr. Paras Mohan Sharma and Ms.
Shefali Tripathi, Advocates for D-1.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

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16.05.2025

1. Mr. Mandeep Kalra, counsel appearing on behalf of the defendant no.1, submits, on instructions, that the defendant no.1 has neither used the

impugned marks 'JCB', 'JOB'/  or the tread design



'/ ' of the plaintiff after termination of the License

Agreement between the plaintiff and the defendant no.1, nor has any

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intention to do so in the future.

2. The aforesaid statement of counsel for the defendant no.1 is taken on record.
3. The defendant no.1 shall be bound by the same.
4. Mr. Ankit Jain, senior counsel appearing on behalf of the plaintiff, submits that the plaintiff has no objection with the defendant no.1 using the mark 'MAL'.
5. Taking the aforesaid statements on record, the present suit stands disposed of.
6. All pending applications stand disposed of.
7. Since the matter has been settled at an early stage, Registry is directed to issue a certificate of refund of 100% of the Court Fees in favour of the plaintiff, through its counsel – Shardul Amarchand Magaldas & Co., in terms of Section 16 of the Court Fees Act, 1870.

AMIT BANSAL, J

MAY 16, 2025

Vivek/-

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