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

+ **CM(M)-IPD 13/2025 and CM APPL. 25384/2025**

SAURABH TRADERS THROUGH

ITS PROPRIETOR SAURABH BANSALPetitioner

Through: Mr. G. K. Kaushik, Mr. Abhinav
Kaushik, Mr. Aman Kaushik and
Mr. Rishabh Attri, Advocates

versus

SWATCH AG & ORS.

.....Respondents

Through: Mr. Rupesh Kumar Sinha, Advocate

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

02.05.2025

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1. During the course of hearing today, counsel for the petitioner/defendant no.2 was called upon to take instructions whether the petitioner/defendant no.2 is willing to make a statement that it will not sell products bearing the impugned marks 'SWATCH', 'TISSOT', 'OMEGA', 'RADO', 'LONGINES' or any other mark which are identical or deceptively similar to the aforesaid marks of the respondents/plaintiffs.
2. The matter was passed over for the petitioner to take instructions.
3. When the matter was called up again, the counsel for the petitioner/defendant no.2, on instructions, submits that the petitioner/defendant no.2 is willing to make a statement that the petitioner shall not use the aforesaid impugned marks.
4. Counsel for the petitioner/defendant no.2 further submits that the



watches bearing the impugned marks which were recovered from the premises of the petitioner during the execution of the Local Commission may be destroyed in the presence of the representatives of the petitioner/defendant no.2 and the respondents/plaintiffs.

5. In light of the aforesaid statements made by the petitioner, counsel for respondents/plaintiffs, on instructions, submits that the respondents/plaintiffs shall not insist on seeking damages and costs in the suit.

6. In view of the above, the present petition is disposed of with a direction that the parties shall approach the Trial Court seeking disposal of the suit on the basis of the aforesaid statements made by the petitioner/defendant no.2.

7. Based on the above, the Trial Court will pass the appropriate orders.

8. The present petition stands disposed of.

AMIT BANSAL, J

MAY 02, 2025
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