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

+ **CS(COMM) 533/2025 with I.A. 13682/2025, I.A. 13683/2025, I.A. 13684/2025, I.A. 13685/2025 and I.A. 13686/2025**

CAPITAL FOODS PRIVATE LIMITEDPlaintiff
Through: **Mr. Pravin Anand, Advocate.**

versus

MOMENTS FOOD LLP & ORS.Defendants
Through: **Mr. Hemal Shah, Advocate.**
Mr. Rishit Ajay Shah, D-3 present
through VC.

CORAM:
HON'BLE MR. JUSTICE AMIT BANSAL

ORDER
28.05.2025

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1. The present suit has been filed seeking relief of permanent injunction, restraining the defendants from infringing the registered trademark of the plaintiff, passing off, along with other ancillary reliefs.
2. Counsel appearing on behalf of the defendants, on instructions from defendant no.3, who is representing the other defendants and appearing through video conferencing, submits that the defendants are willing to give up the use of the mark 'SCHEZWAN CHUTNEY'.
3. In view of the aforesaid statement, Mr. Pravin Anand, counsel appearing on behalf of the plaintiff, submits that the plaintiff shall give up the reliefs of damages and costs.
4. In light of the aforesaid statement, a decree of permanent injunction is passed in favour of the plaintiff and against the defendants in terms of prayer



clause 75 (a), 75 (b) and 75 (c) of the plaint.

5. Counsel for the plaintiff does not press for the remaining reliefs.
6. Let the decree sheet be drawn up accordingly.
7. All the pending applications stand disposed of
8. Since the matter has been settled on the first date itself, the Registry is directed to issue a certificate of refund of 100% of the Court Fees in favour of the plaintiff, in terms of Section 16 of the Court Fees Act, 1870,

AMIT BANSAL, J

MAY 28, 2025

Vivek/-