



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22-04-2026

CORAM

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THE HON'BLE MR JUSTICE SENTHILKUMAR RAMAMOORTHY

**CMP No. 5656 of 2026
in CMA(PT)SR.No.62347 of 2021**

Biopolis, S.L
C/o Catedratico Agustin Escardino Belloch
9 Edificio 2- Parc Cientific de la Universitat de
Valencia, E-46980,
Paterna (Valencia),
Spain,
Rep by its Power of Attorney R.R. Nair,
F-5, Ashwamedha Apartments,
119, Velachery Main Road,
Guindy, Chennai 600 032.

(Mr.R.R.Nair recognised as power of attorney of
sole appellant vide Court order dated 19.02.2026
made in CMP.No.2051 of 2026 by NAVJ)

..Petitioner/Appellant

Vs

Controller of Patents and Designs
Government of India,
Patent Office,
Intellectual Property Rights Building,
GST Road, Chennai 032.

..Respondent

Prayer : Petition is filed to condone the delay of 1610 days in representing in
CMA(PT)SR.No.62347 of 2021.

For Petitioner:

Mr. D. Ferdinand for BFS Legal

For Respondent:

Mr.Ravi Meenakshi Sundaram, SPC



SENTHILKUMAR RAMAMOORTHY, J.

KJ

ORDER

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The intending appellant has applied to condone the delay of 1610 days in re-presenting the appeal. In the affidavit in support of the application, it is stated that the appeal was prepared in July 2021, but the Intellectual Property Appellate Board had been abolished by then. It is also stated that the Intellectual Property Rights Division of this Court became functional in March 2023 and that the appeal was returned on the ground that it was not in the prescribed format. It is also stated that the intending appellant is an entity carrying on business in Spain and that fulfillment of the requirements of the Registry took considerable time.

2. The respondent opposes this application on the ground that the intending appellant has not explained the delay.

3. Notwithstanding the length of delay, upon considering the reasons set out in the affidavit, I am satisfied that sufficient cause is shown. Therefore, this application is allowed.

22-04-2026

KJ

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