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

+ CS(COMM) 995/2025, I.A. 23101/2025 I.A. 23105/2025 & I.A. 23103/2025

SELECT CITYWALK RETAIL PRIVATE LIMITED & ANR.

.....Plaintiffs

Through: Mr. Kapil Midha, Ms. Muskan Garg,
Mr. Garv Singh, Ms. Sindhoora, Ms.
Varti and Mr. Hritik Sejwal, Advocates

versus

VARDHMAN AMRANTE PRIVATE LIMITEDDefendant

Through: Mr. Rupesh Gupta and Ms. Kritika
Tuteja, Advocates

CORAM:

HON'BLE MR. JUSTICE TUSHAR RAO GEDELA

ORDER

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21.01.2026

1. Learned counsel appearing for the defendant submits that the defendant is willing to suffer a decree in terms of prayer (a) and (b) of the plaint, subject to no orders being passed on the damages as sought.
2. So far as prayer (c) is concerned, learned counsel for the defendant submits that that all infringing materials like pamphlets, signboards and any other content, bearing the impugned mark in the custody of the defendant or any other authorized representative, shall be destroyed within two weeks.
3. Learned counsel for the defendant also submits that two trademark applications bearing TM APPL. 6444384 in Class 36 and TM APPL. 6444385 in Class 37 have already been withdrawn. He also submits that the defendant undertakes not to apply in future for the same trademark containing the word "CITYWALK"



4. The defendant is directed to file an affidavit of undertaking in respect of all the aforesaid issues within one week with an advance copy to learned counsel for the plaintiff.
5. In view of the statement of the defendant, learned counsel for the plaintiff gives up the claim in respect of damages and costs.
6. In view of the aforesaid submissions, the suit is decreed. Let the decree be drawn up accordingly.
- 7.
8. In terms of the Section 16A of the Court Fees Act, 1870, the Court Fee affixed may be refunded to the plaintiff after fulfilment of all the requisite formalities under the Rules.

TUSHAR RAO GEDELA, J

JANUARY 21, 2026

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