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

+ **W.P.(C)-IPD 14/2026**

NIKHIL S JOHN

.....Petitioner

Through: Mr. Sparsh Atri, Mr. Praveen Paliwal,
Mr. Babloo Yadav and Ms. Manisha Sharma,
Advocates.

versus

**REGISTRAR OF TRADE MARKS TRADE MARKS REGISTRY,
DELHI**

.....Respondent

Through: Mr. Nishant Gautam, CGSC with Ms.
Kavya Shukla, Mr. Vineet Negi, Mr. Vibhav V.
Nath and Ms. Theresa, Advocates.

**CORAM:
HON'BLE MS. JUSTICE JYOTI SINGH**

ORDER
07.04.2026

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CM 85/2026

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

CM 84/2026

3. This application is filed on behalf of the Petitioner under Section 151 CPC seeking condonation of delay of 55 days in refiling the present writ petition.
4. For the reasons stated in the application, the same is allowed. Delay of 55 days in refiling the present writ petition is condoned.
5. Application stands disposed of.



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6. This writ petition is filed on behalf of the Petitioner under Article 226 of the Constitution of India laying a challenge to impugned order dated 14.10.2025.
7. Issue notice.
8. Mr. Nishant Gautam, learned counsel accepts notice on behalf of the Respondent and takes an objection to the maintainability of this writ petition on the ground that there is an alternate statutory remedy of filing an appeal under Section 91 of the Trade Marks Act, 1999.
9. Faced with this, learned counsel for the Petitioner, on instructions, seeks to withdraw this writ petition with liberty to take recourse to the remedy of appeal.
10. Writ petition is disposed of as withdrawn with liberty as prayed for in accordance with law, making it clear that this Court has not expressed any opinion on the merits of the case.

JYOTI SINGH, J

APRIL 7, 2026/RW