



IPAB Intellectual Property Appellate Board
balancing ip-protection

Guna Complex Annexe-I, 2nd Floor, 443 Anna Salai, Teynampet, Chennai-600 018.
Tele: 24328902/03 Fax: 24328905 mail id: ipab.tn@nic.in Website: <http://www.ipab.gov.in>

Misc. Petition No. : **MP.NO.25/2020 IN**
Original Application/Appeal No : **ORA/28-33/2019/TM/MUM**

NEOGEN CORPORATION **APPLICANT**
Versus

NEOGEN CHEMICALS LTD. **RESPONDENTS**
THE REGISTRAR OF TRADE MARKS

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH : **CHAIRMAN**
HON'BLE DR. ONKAR NATH SINGH : **TECHNICAL MEMBER (PVPAT)**

ORDER SHEET
02.07.2020

Counsel for the Applicant : **Mr. Neeraj Grover**
Counsel for the Respondent : **Mr. Mathew Chacko – R1**

1. The above mentioned six petitions are pending since 2019. The prayer mentioned in the application is allowed. Issue notice in the main petition. Mr. Mathew Chacko has accepted the notice and counter statement be filed within two months with an advance copy to the applicant who may file the response within four weeks thereafter. Parties are allowed to file their written synopsis by the next date. List on 02/11/2020.

-Sd/-

Technical Member (PVPAT)

-Sd/-

Chairman

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Misc. Petition No. : **MP.NO.3/2020 IN**
Original Application/Appeal No : **SR.NO.37/2020/PT/MUM**

MR.TONY MON GEORGE **APPELLANT**
Versus

ASSISTANT CONTROLLER OF PATENTS & DESIGN **RESPONDENTS**

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH : **CHAIRMAN**
HON'BLE DR. ONKAR NATH SINGH : **TECHNICAL MEMBER (PVPAT)**

ORDER SHEET
02.07.2020

Counsel for the Appellant : **Ms. Archana Shankar and Ms. KirthikaSuri**
Counsel for the Respondent : **None**

1. A fresh appeal has been filed under Section 117A of the Patent Act, 1970 dated 28/02/2020. Issue notice to the respondent. Service be effected through e-mail. The respondent is granted four weeks time to file the counter affidavit. Parties to file the written synopsis by the next date. List for final arguments on 17/09/2020.

-Sd/-

Technical Member (PVPAT)

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Chairman

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Original Application/Appeal No : **ORA/13/2020/TM/MUM**

TECPHARMA LICENSING A G

APPLICANT

Versus

**MRS. TANUJA SHARMA
THE REGISTRAR OF TRADE MARKS**

RESPONDENTS

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH

: CHAIRMAN

HON'BLE DR. ONKAR NATH SINGH

: TECHNICAL MEMBER (PVPAT)

ORDER SHEET

02.07.2020

Counsel for the Applicant : Ms. Ritika
Counsel for the Respondent : None

1. List for final disposal on 02/11/2020.

-Sd/-

Technical Member (PVPAT)

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Chairman

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Original Application/Appeal No : **ORA/12/2020/TM/MUM**

TECPHARMA LICENSING A G

APPLICANT

Versus

**ALKEM LABORATORIES LTD
THE REGISTRAR OF TRADE MARKS**

RESPONDENTS

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH : CHAIRMAN
HON'BLE DR. ONKAR NATH SINGH : TECHNICAL MEMBER (PVPAT)

ORDER SHEET

02.07.2020

Counsel for the Applicant : Ms. Ritika
Counsel for the Respondent : None

1. List for final disposal on 02/11/2020.

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Original Application/Appeal No : **OA/3/2020/PT/MUM**

CADILA HEALTHCARE LIMITED

APPELLANT

Versus

**CONTROLLER OF PATENTS AND
DESIGNS**

RESPONDENTS

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH : CHAIRMAN
HON'BLE DR. ONKAR NATH SINGH : TECHNICAL MEMBER (PVPAT)

ORDER SHEET

02.07.2020

Counsel for the Appellant : Mr. HariSubramaniam
Counsel for the Respondent : None

1. A fresh appeal has been filed under section 117A of the Patent Act, 1970 against the order dated 17/05/2019. Issue notice to the respondent. Notice be served through email. The counsel for the appellant will also take necessary steps to serve the respondent by email. Counter affidavit be filed within four weeks by the respondent. Parties to file the written synopsis by the next date. List on 17/09/2020.

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Original Application/Appeal No : **ORA/237/2014/TM/MUM**

BISWANATH HOSIERY MILLS LTD

APPLICANT

Versus

**FRIENDS HOSIERY
THE REGISTRAR OF TRADE MARKS**

RESPONDENTS

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH : CHAIRMAN
HON'BLE DR. ONKAR NATH SINGH : TECHNICAL MEMBER (PVPAT)

ORDER SHEET

02.07.2020

Counsel for the Applicant : Mr. Manish Kumar
Counsel for the Respondent : None

1. The above said petition is pending since 2014. The respondent No.1 was served by way of publication. No one appears on behalf of the respondent No.1. Counter affidavit has not been filed. Heard learned counsel for the applicant. Since no counter statement has been filed nor anybody appears on behalf of the respondent, the petition is taken up accordingly.

2. Order reserved.

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Technical Member (PVPAT)

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Original Application/Appeal No : **ORA/14/2020/TM/MUM**

PUMA SE

APPLICANT

Versus

**XUZHOU YOUZHECANG
ELECTRONIC COMMERCE CO. LTD.
THE REGISTRAR OF TRADE MARKS**

RESPONDENTS

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH : CHAIRMAN
HON'BLE DR. ONKAR NATH SINGH : TECHNICAL MEMBER (PVPAT)

ORDER SHEET

02.07.2020

Counsel for the Applicant :
Counsel for the Respondent :

1. Registry is directed to issue notice to the respondent. Let the service be effected through email. Parties to file the written synopsis by the next date. List on 17/09/2020.

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Technical Member (PVPAT)

-Sd/-

Chairman

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Original Application/Appeal No : **ORA/7/2020/TM/MUM**

CONAIR CORPORATION

APPLICANT

Versus

**PRAKASH NARAIN DAS MOTWANI
TRADING AS CONA INDUSTRIES
THE REGISTRAR OF TRADE MARKS**

RESPONDENTS

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH : CHAIRMAN
HON'BLE DR. ONKAR NATH SINGH : TECHNICAL MEMBER (PVPAT)

ORDER SHEET

02.07.2020

Counsel for the Applicant : Mr. Abhishek Nangia
Counsel for the Respondent : None

1. A fresh petition has been filed. Issue notice to the respondent. Service be effected through e-mail. Respondent is granted two months time to file the counter statement with an advance copy to the learned counsel for the applicant who may file the response within four weeks thereafter. Parties to file their written synopsis by the next date. List for final disposal on 02/11/2020.

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Original Application/Appeal No : **ORA/51/2018/TM/MUM**

PAMESA CERAMICA S.L

APPLICANT

Versus

**GRESCASA CERAMICS LIMITED
THE REGISTRAR OF TRADE MARKS**

RESPONDENTS

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH : CHAIRMAN
HON'BLE DR. ONKAR NATH SINGH : TECHNICAL MEMBER (PVPAT)

ORDER SHEET

02.07.2020

Counsel for the Applicant : Mr. Manish Kumar
Counsel for the Respondent : None

1. Registry is directed to issue notice to the respondent. The learned counsel for the applicant is allowed to file the written synopsis. List on 17/09/2020.

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Original Application/Appeal No : **OA/8/2020/TM/MUM**

**SMARTSHIFT LOGISTICS
SOLUTIONS PRIVATE LIMITED**

APPELLANT

Versus

THE REGISTRAR OF TRADE MARKS

RESPONDENTS

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH : CHAIRMAN
HON'BLE DR. ONKAR NATH SINGH : TECHNICAL MEMBER (PVPAT)

ORDER SHEET

02.07.2020

Counsel for the Appellant : Mr. OmeshPuri
Counsel for the Respondent : None

1. Issue notice to the respondent. Let the service be effected through e-mail. The respondent is granted six weeks time to file the counter affidavit if any. The parties are allowed to file the written synopsis by the next date. List on 17/09/2020.

-Sd/-

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