



**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 email id: ipab.tn@nic.in Website: http://www.ipab.gov.in

**Original Application/Appeal No** : **ORA/31/2020/TM/CHN**  
**ORA/33/2020/TM/CHN**

**ONCALL MEDICARE PVT. LTD.** ....**APPLICANT**

Versus

**3. CALDOC HEALTHTECH PVT. LTD.**  
**4. THE REGISTRAR OF TRADEMARKS** ....**RESPONDENTS**

**CORAM**

**HON'BLE SHRI JUSTICE MANMOHAN SINGH** : **CHAIRMAN**  
**HON'BLE MS.LAKSHMIDEVI SOMANATH** : **TECHNICAL MEMBER (TM)**  
**HON'BLE MR.MAKYAM VIJAY KUMAR** : **TECHNICAL MEMBER (TM)**

**ORDER SHEET**

**08.12.2020**

**Counsel for the Applicant** : **Mr. Mohan Vidhani**  
**Counsel for the Respondent** : **None.**

Mr. Mohan Vidhani, Learned Counsel appears on behalf of the Applicant and none for the Respondents. The Respondent No.1 was served on 17/08/2020. Time was sought by the Respondent No.1 to file the reply to the Interim Application. When the matter was listed on the last date two weeks time was sought by the Respondent No.1 to file the Counter Statement. The Counter Statement has not been filed even after the expiry of two months. No Application for extension of time has been filed. Learned counsel for the Petitioner filed the Written Synopsis today itself. ORDER RESERVED.

**-SD/-**

**-SD/-**

**-SD/-**

Hon'ble Ms. Lakshmidevi Somanath  
Technical Member (Trademarks)

Hon'bleShriMakyam Vijay Kumar  
Technical Member (Trademarks)

Hon'bleShri Justice Manmohan Singh  
Chairman.

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**Original Application/Appeal No : SR NO.185/2020/TM/CHN**

**GODREJ CONSUMER PRODUCTS LIMITED ....APPLICANT**

Versus

- 1. THE ASSTT. REGISTRAR OF TRADEMARKS**
- 2. GLOBAL CONSUMER PRODUCTS PVT. LTD. ....RESPONDENTS**

**CORAM**

HON'BLE SHRI JUSTICE MANMOHAN SINGH : CHAIRMAN  
HON'BLE MS.LAKSHMIDEVI SOMANATH : TECHNICAL MEMBER (TM)  
HON'BLE MR.MAKYAM VIJAY KUMAR : TECHNICAL MEMBER (TM)

**ORDER SHEET**

**08.12.2020**

**Counsel for the Applicant : Mr. Himanshu Kane**  
**Counsel for the Respondent : None.**

Mr. Himanshu Kane, Learned Counsel appears on behalf of the Applicant and none for the Respondents. The present Appeal has been filed under section 91 of the Trade Marks Act, 1999 against the order dated 27/02/2020 which was received by the Appellant on 27/02/2020. The Appeal has been filed on the basis of the uploaded order. The original order uploaded is filed. The learned counsel appearing on behalf of the Appellant states that as far as the certified copy of the Impugned Order is concerned, the same will be filed as and when it is received from the Trade Marks office. It is also stated by him that the Appellant is entitled to condone the delay in filing the Appeal in view of the lockdown which has happened in India. He also referred to the order of the Hon'ble Supreme Court passed in few matters regarding this issue.

The objections raised by the Registry shall be complied with and the filing of the certified copy of the Impugned order shall be done by the next date of hearing. Registry to give the Appeal number accordingly. Issue notice to the Respondents returnable on 12/02/2021. The Respondents be served by e-mail.

The learned counsel for the Appellant will also take steps to serve the Respondents by speed post/courier for the next date of hearing. The Respondent No.2 will file the reply within four weeks from the date of service of the notice.

**-SD/-**

**Hon'ble Ms. Lakshmidēvi Somanath  
Technical Member (Trademarks)**

**-SD/-**

**Hon'bleShriMakyam Vijay Kumar  
Technical Member (Trademarks)**

**-SD/-**

**Hon'bleShri Justice Manmohan Singh  
Chairman.**

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