



Intellectual Property Appellate Board

Delhi Registry –Cum-Bench

G-62 to 67 & 196 to 204, August Kranti Bhawan, Bhikaji Cama Place,
New Delhi – 110 066

Tele No: 011-26180613/14 Email: delhiregistryipab@gmail.com Website: <http://www.ipab.gov.in>

Original Application No.

SR.NO.17/2019/CR/DEL

1) M/S MODERN SNACKS (P) LTD.

APPLICANT/APPELLANT

Versus

1) M/S MAA BARA DEVI NAMKEEN BHANDAR

RESPONDENT

2) THE REGISTRAR OF COPYRIGHT

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. S.K. Bansal
Counsel for the Respondent : None

The learned counsel for the Petitioner seeks two weeks time to file the clear documents as number of documents are not readable. List on 06.10.2020.

- Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil)
TECHNICAL MEMBER (CR)

(Hon'ble Shri SP. Chockalingam)
TECHNICAL MEMBER (CR)

(Hon'ble Shri Justice Manmohan Singh)
CHAIRMAN

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Original Application No.

SR.NO.19/2019/CR/DEL

1) G.M. MODULAR PVT. LTD.

APPLICANT/APPELLANT

Versus

1) K-ONN INDIA LIMITED LIABILITY
PARTNERSHIP

RESPONDENT

2) THE REGISTRAR OF COPYRIGHT

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. S.K. Bansal
Counsel for the Respondent : None

The Petitioner has filed cancellation petition under Section 50 of the Copyright Act, 1957. Delay in removing objections is condoned. Registry is directed to issue notice to the respondent returnable on 08.03.2021. The learned counsel for the petitioner shall also take necessary steps to serve the respondent. Upon service, two months time is granted to the respondent to file the reply with an advance copy being sent to the petitioner and upon which he may file the response by the next date. List on 08/03/2021.

- Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil) (Hon'ble Shri SP. Chockalingam) (Hon'ble Shri Justice Manmohan Singh)
TECHNICAL MEMBER (CR) TECHNICAL MEMBER (CR) CHAIRMAN

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Original Application No.

SR.NO.20/2019/CR/DEL

1) MR. AMAR TULSIYAN
M/S WIZARDS FRAGRANCES

APPLICANT/APPELLANT

Versus

1) MEDICO EXIM PRIVATE LIMITED
2) JIGAR NAVINBHAI THAKKAR
3) THE REGISTRAR OF COPYRIGHT

RESPONDENT

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. S.K. Bansal
Counsel for the Respondent : None

The Petitioner has filed cancellation petition under Section 50 of the Copyright Act, 1957. Delay in removing objections is condoned. Registry is directed to issue notice to the respondent returnable on 08.03.2021. The learned counsel for the petitioner shall also take necessary steps to serve the respondent. Upon service, two months time is granted to the respondent to file the reply with an advance copy being sent to the petitioner and upon which he may file the response by the next date. List on 08/03/2021.

- Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil) (Hon'ble Shri SP. Chockalingam) (Hon'ble Shri Justice Manmohan Singh)
TECHNICAL MEMBER (CR) TECHNICAL MEMBER (CR) CHAIRMAN

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Original Application No.

SR.NO.21/2019/CR/DEL

1) MR. HARISH KUMAR
M/S SMITZ MARKETING

APPLICANT/APPELLANT

Versus

1) MOHAMMAD RIYAZ KHAN
M/S SMITZ POLYTEX

RESPONDENT

2) THE REGISTRAR OF COPYRIGHT

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. A.K. Goel
Counsel for the Respondent : None

Delay in filing the petition for removing the objections is condoned. The Petitioner has filed rectification application under Section 50 of the Copyright Act, 1957. Registry is directed to issue notice to Respondent returnable by 08.03.2021. The learned counsel for the petitioner shall also take necessary steps to serve the respondent. Upon service, two months time is granted to the respondent to file reply, with an advance copy to the learned counsel for the petitioner and that he may file rejoinder if any by next date..

As far as interim application is concerned, we have heard the Learned Counsel for the Petitioner and we have also gone through the pleadings and materials placed on record. A prima facie case is made out for an ex-parte order as the impugned work is similar to the petitioner's artistic work. Till the next date of hearing the CR.No.A-119963/2017 shall remain stayed.

- Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil)
TECHNICAL MEMBER (CR)

(Hon'ble Shri SP. Chockalingam)
TECHNICAL MEMBER (CR)

(Hon'ble Shri Justice Manmohan Singh)
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Original Application No.

SR.NO.22/2019/CR/DEL

1) MR. HARISH KUMAR
M/S SMITZ MARKETING

APPLICANT/APPELLANT

Versus

1) MOHAMMAD RIYAZ KHAN
M/S SMITZ POLYTEX

RESPONDENT

2) THE REGISTRAR OF COPYRIGHT

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. A.K. Goel
Counsel for the Respondent : None

Delay in filing the petition for removing the objections is condoned. . The Petitioner has filed rectification application under Section 50 of the Copyrights Act, 1957. Registry is directed to issue notice to Respondent returnable by 08.03.2021. The learned counsel for the petitioner shall take necessary steps to serve the respondent. Upon service two months time is granted to the respondent to file the reply with an advance copy being served on learned counsel for the petitioner and upon which he may file the rejoinder, if any, by the next date.

As far as interim application is concerned, we have heard the Learned Counsel for the Petitioner and we have also gone through the pleadings and materials placed on record. A prima facie case is made out for an ex-parte order as the impugned work is similar to the petitioner's artistic work. Till the next date of hearing the CR.No.A-119963/2017 shall remain stayed.

- Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil) (Hon'ble Shri SP. Chockalingam) (Hon'ble Shri Justice Manmohan Singh)
TECHNICAL MEMBER (CR) TECHNICAL MEMBER (CR) CHAIRMAN

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Original Application No.

SR.NO.2/2020/CR/DEL

1) STAR SINTERED PRODUCTS LTD.

APPLICANT/APPELLANT

STANDARD SINTERED PRODUCTS PVT. LTD
Versus

1) MR. KARAN BHUTANI
M/S KMSP INDUSTRIES

RESPONDENT

2) THE REGISTRAR OF COPYRIGHT

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. Manoj Kumar
Counsel for the Respondent : None

The Petition has been filed under Section 50 of the Copyrights Act, 1957. Delay is condoned for removal of objections. Issue notice to the respondent returnable on 08.03.2021. . Upon service two months time is granted to the respondent to file the reply with an advance copy to the learned counsel for the petitioner who may file the rejoinder , if any by next date.

- Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil) (Hon'ble Shri SP. Chockalingam) (Hon'ble Shri Justice Manmohan Singh)
TECHNICAL MEMBER (CR) TECHNICAL MEMBER (CR) CHAIRMAN

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Original Application No.

SR.NO.3/2020/CR/DEL

1) LAKHMI CHANDA TEJOO MAL

APPLICANT/APPELLANT

Versus

1) THE REGISTRAR OF COPYRIGHT

RESPONDENT

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S.P. CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. P.K. Jain
Counsel for the Respondent : None

An appeal under section 72(1) of the Copyrights Act, 1957 is filed. Issue notice returnable by 20.03.2021. Service be conducted through e-mail. Upon service, respondent is granted two months time to file reply with an advance copy to the applicant upon which he may file his rejoinder, if any by next date of hearing. List on 20.03.2021. Both the parties are allowed to file the written submissions by the next date of hearing.

- Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil)
TECHNICAL MEMBER (CR)

(Hon'ble Shri SP. Chockalingam)
TECHNICAL MEMBER (CR)

(Hon'ble Shri Justice Manmohan Singh)
CHAIRMAN

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Original Application No.

SR.NO.4/2020/CR/DEL

1) DWARKA MATLANI
M/S KISHAN FOOD PRODUCTS

APPLICANT/APPELLANT

Versus

1) JAY DARYANI
M/S REKHA TRADING CO.

RESPONDENT

2) THE REGISTRAR OF COPYRIGHT

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. Rajesh Sharma
Counsel for the Respondent : None

The delay in filing the petition for removing the objection is condoned. Fresh petition has been filed for removal of CR No.A-129092/2019. We have heard the learned counsel for the Petitioner who has shown us the impugned artistic work vis-avis petitioners Artistic work. It is submitted by the Petitioner that the respondent No.1 is the nephew of the petitioner. We have gone through the pleadings as well as the documents placed on record. The Petitioner has made out a prima facie case for an ex-parte order and impugned Artistic work 'ROYAL' is similar to Petitioners Artistic work 'RAHUL'.

Issue notice for the main petition as well as for the interim application for 08.03.2021. Service be effected through e-mail. Upon service, counter affidavit may be filed by the respondent with an advance copy to the learned counsel for the petitioner upon which he may file the response by next date. Parties are allowed to file the written synopsis. List on 08.03.2021. Till the next date of hearing the operation of the registered CR No. 129029/19 shall remain stayed.

- Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil)
TECHNICAL MEMBER (CR)

(Hon'ble Shri SP. Chockalingam)
TECHNICAL MEMBER (CR)

(Hon'ble Shri Justice Manmohan Singh)
CHAIRMAN

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Original Application No.

SR.NO.5/2020/CR/DEL

1) M/S. NEW BHARAT OVERSEAS

APPLICANT/APPELLANT

Versus

1) M/S. BHAGWATI LACTO VEGETARIAN EXPORTS
PVT. LTD.

RESPONDENT

2) THE REGISTRAR OF TRADEMARK

3) THE REGISTRAR OF COPYRIGHT

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. Gaurav Arora
Counsel for the Respondent : None

Fresh petition has been filed for rectification of the CR-130837/2019 . Issue notice to the respondent for 30.03.2021. Upon service reply be filed within two months with an advance copy to the appellant upon which he may file the rejoinder within two weeks time. Both the parties are allowed to file the written submissions by the next date of hearing.

List on 30.03.2021.

- Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil) (Hon'ble Shri SP. Chockalingam) (Hon'ble Shri Justice Manmohan Singh)
TECHNICAL MEMBER (CR) TECHNICAL MEMBER (CR) CHAIRMAN

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IPAB Intellectual Property Appellate Board
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Original Application No.

SR.NO.6/2020/CR/DEL

1) G.M. MODULAR PVT. LTD.

APPLICANT/APPELLANT

Versus

1) THE REGISTRAR OF COPYRIGHT

RESPONDENT

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. S.K. Bansal
Counsel for the Respondent : None

Mr. S.K.Bansal, learned counsel appeared on behalf of petitioner seeks four weeks time to file the documents. Let the same be done by the learned counsel . List on 03.11.2020.

- Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil)
TECHNICAL MEMBER (CR)

(Hon'ble Shri SP. Chockalingam)
TECHNICAL MEMBER (CR)

(Hon'ble Shri Justice Manmohan Singh)
CHAIRMAN

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Website: <http://www.ipab.gov.in>

Original Application No.

SR.NO.7 to 10/2020/CR/DEL

1) M/S SHUBHAM GOLDIEE MASALE PVT. LTD.

APPLICANT/APPELLANT

Versus

1) THE REGISTRAR OF COPYRIGHT

RESPONDENT

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. S.K. Bansal
Counsel for the Respondent : None

Mr. S.K.Bansal, learned counsel appeared on behalf of petitioner seeks four weeks time to file the documents. Let the same be done by the learned counsel . List on 03.11.2020.

- Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil) (Hon'ble Shri SP. Chockalingam) (Hon'ble Shri Justice Manmohan Singh)
TECHNICAL MEMBER (CR) TECHNICAL MEMBER (CR) CHAIRMAN

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Original Application No.

SR.NO.11/2020/CR/DEL

1) AAP KA AWAS LLP

APPLICANT/APPELLANT

Versus

1) THE REGISTRAR OF COPYRIGHT

RESPONDENT

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. Sagar Chandra
Counsel for the Respondent : None

Appeal under Section 72(1) filed against the rejection order. Issue notice to the Respondent returnable by 03.11.2020. Upon service the Respondent to file reply within two months with an advance copy being served the learned counsel for the petitioner upon which the Respondent to file rejoinder, if any, by next date. Both the parties are allowed to file the written submissions, if any, by next date. List on 03.11.2020.

- Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil) (Hon'ble Shri SP. Chockalingam) (Hon'ble Shri Justice Manmohan Singh)
TECHNICAL MEMBER (CR) TECHNICAL MEMBER (CR) CHAIRMAN

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Website: <http://www.ipab.gov.in>

Original Application No.

SR.NO.12 & 13/2020/CR/DEL

1) M/S A.M.P.PAN PRODUCTS PVT. LTD

APPLICANT/APPELLANT

Versus

1) THE REGISTRAR OF COPYRIGHT

RESPONDENT

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. S.K. Bansal
Counsel for the Respondent : None

Mr. S.K.Bansal, learned counsel appeared on behalf of appellant seeks four weeks time to file written synopsis. Let the same be done by the learned counsel. List on 03.11.2020.

- Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil) (Hon'ble Shri SP. Chockalingam) (Hon'ble Shri Justice Manmohan Singh)
TECHNICAL MEMBER (CR) TECHNICAL MEMBER (CR) CHAIRMAN

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Website: <http://www.ipab.gov.in>

Original Application No.

SR.NO.14/2020/CR/DEL

1) MAHESH GUPTA

APPLICANT/APPELLANT

Versus

1) M/S SHILPA ELECTRICALS

RESPONDENT

2) ASHIT JASWANTRAI DAGLI
M/S SHILPA ELECTRICALS

3) THE REGISTRAR OF COPYRIGHT

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S.P. CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Ms. Rajeshwari H
Counsel for the Respondent : None

The petitioner has filed the petition for rectification of CR No.116553/17. The said petition was filed earlier and was taken up by IPAB. Application has been filed by the petitioner for early hearing. We have heard the arguments of the Appellant. The prayer made by the applicant is allowed. We have also compared the two artistic work of the Respondent No-1 is almost the same.

Issue notice to the Respondents returnable on 20.03.2021. Service be conducted through e-mail. Upon service two months time is granted to file the counter affidavit with advance copy to the learned counsel for the petitioner who may file rejoinder, if any by next date. Both the parties are allowed to file written synopsis. As far as interim prayer is concerned since the work of the Respondent is almost same, operation of the Copyright No. 116553/2017 shall remain stayed.

List on 20.03.2021.

- Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil)
TECHNICAL MEMBER (CR)

(Hon'ble Shri SP. Chockalingam)
TECHNICAL MEMBER (CR)

(Hon'ble Shri Justice Manmohan Singh)
CHAIRMAN

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Website: <http://www.ipab.gov.in>

Original Application No.

SR.NO.15/2020/CR/DEL

1) SUNIT JINDAL RAJ KUMAR AND SONS

APPLICANT/APPELLANT

Versus

1) GREENCON INDUSTRIES PVT. LTD.

RESPONDENT

2) PRAGATI HIGHTECH PRODUCTS PVT. LTD.

3) THE REGISTRAR OF COPYRIGHT

4) THE REGISTRAR OF TRADEMARKS

5)

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : None
Counsel for the Respondent : None

None for the petitioner as well as the respondent is present. Issue fresh notice and list the matter on 03.11.2020.

- Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil) (Hon'ble Shri SP. Chockalingam) (Hon'ble Shri Justice Manmohan Singh)
TECHNICAL MEMBER (CR) TECHNICAL MEMBER (CR) CHAIRMAN

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Original Application No.

SR.NO.16/2020/CR/DEL

1) M/S KIRORIMAL KASHIRAM MARKETING AND
AGENCIES PVT. LTD.

APPLICANT/APPELLANT

Versus

1) SUPPLE TEK INDUSTRIES PVT. LTD

RESPONDENT

2) THE REGISTRAR OF COPYRIGHT

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. S.K. Bansal
Counsel for the Respondent : None

Fresh petition has been filed for rectification of Copyright No. 133903/2019. Issue notice returnable on 20/03/2021. Service be conducted through e-mail. Upon service the Respondent is granted two months time to file the counter affidavit with an advance copy being served on the Petitioner, who may file the rejoinder if any, by next date. Both the parties are allowed to file the written synopsis by the next date. List on 20/03/2021.

- Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil) (Hon'ble Shri SP. Chockalingam) (Hon'ble Shri Justice Manmohan Singh)
TECHNICAL MEMBER (CR) TECHNICAL MEMBER (CR) CHAIRMAN

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Intellectual Property Appellate Board

Delhi Registry –Cum-Bench

G-62 to 67 & 196 to 204, August Kranti Bhawan, Bhikaji Cama Place,
New Delhi – 110 066

Tele No: 011-26180613/14

Email: delhiregistryipab@gmail.com

Website: <http://www.ipab.gov.in>

Original Application No.

SR.NO.17/2020/CR/DEL

1) M/S VANS INC. USA,

APPLICANT/APPELLANT

Versus

1) M/S PAWAN TRADING CO.

RESPONDENT

2) THE REGISTRAR OF COPYRIGHT

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. S.K. Bansal
Counsel for the Respondent : None

Fresh petition has been filed for rectification of Copyright No. 131390/2019. Issue notice returnable by 20/03/2021. Service be conducted through e-mail. Upon service the Respondent is granted two months time to file the counter affidavit with advance copy being served on the Petitioner who may file rejoinder, if any by next date. The Petitioner is allowed to file the written synopsis by next date. List on 20/03/2021.

- Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil)
TECHNICAL MEMBER (CR)

(Hon'ble Shri SP. Chockalingam)
TECHNICAL MEMBER (CR)

(Hon'ble Shri Justice Manmohan Singh)
CHAIRMAN

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Original Application No.

SR.NO.18/2020/CR/DEL

1) MUSIC BROADCAST LIMITED

APPLICANT/APPELLANT

Versus

RESPONDENT

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

- Counsel for the Applicant/Appellant : Dr. Abhishek Manu Singhvi, Sr. counsel, Mr. Sagar Chandra
Mr. Avishkar Singhvi, Ms. Surabhi Iyer, Ms. Shubhie Wahi,
Mr. Raghu Vinayak Sinha, Ms. Garima Raonta
- Counsel for the Respondent : **For Tips Industries Ltd (Respondent)**
Mr. Hiren Kamod, Ms. Anushree Rauta, Ms. Parul Sharma, Mr.
Navankur Pathak, Ms. Pranita Saboo
For Eros International Media Ltd (Respondent)
Mr Neel Mason, Mr. Akshay Patil, Mr. Vihan Dang, Mr Sanyukta
Banerjee & Mr Uday Chopra
Phonographic Performance Ltd. (Respondent)
Mr.Parag Tripathi, Sr. Counsel, Mr. Neeraj K Gupta & Ms. Lilian
Dass
Saregama India Ltd. (Respondent)
Mr Ankur Sangal, Ms. Sucheta Roy, Mr. Shantanu Rawat
Sony Music Entertainment Pvt. Ltd. (Respondent)
Mr. Mukul Rohatgi, Sr. Counsel, Mr. Sudhir Chandra, Sr.
Counsel, Mr. Amit Jamsandekar, Mr. Rishi Agarwal, Mr. Vaibhav
Shukla, Ms. Niyati Kohli, Ms. Megha Bengani

1. Learned counsel for the parties have made their submission in the interim application. List for remaining submissions on 18-09-2020 at 2 P.M

-Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil) (Hon'ble Shri SP. Chockalingam) (Hon'ble Shri Justice Manmohan Singh)
TECHNICAL MEMBER (CR) TECHNICAL MEMBER (CR) CHAIRMAN

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Original Application No.

SR.NO.19/2020/CR/DEL

1) ENTERTAINMENT NETWORK (INDIA) LIMITED APPLICANT/APPELLANT

Versus

1) PHONOGRAPHIC PERFORMANCE LIMITED INDIA RESPONDENT

2) TIPS INDUSTRIES LTD

3) SAREGAMA INDIA LIMITED

4) SONY MUSIC ENTERTAINMENT PVT. LTD.

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. Neeraj Kishan Kaul, Sr. Counsel along with Mr. Abhishek Malhotra, Mr. Kaizad Irani, Ms. Chanan Parwani, Ms. Shilpa Gamnani, Ms. Atmaja Tripathy, Mr. Gurmukh Choudhri, and Ms. Pritha Suri.

Counsel for the Respondent : **Phonographic Performance Ltd. (Respondent No. 1)**
Mr. Parag Tripathi, Sr. Counsel, Mr. Neeraj K Gupta & Ms. Lilian Dass

Tips Industries Ltd.(Respondent No. 2)

Mr. Hiren Kamod, Ms. Anushree Rauta, Ms. Parul Sharma, Mr. Navankur Pathak, Ms. Pranita Saboo

Saregama India Ltd. (Respondent No. 3)

Mr. Rajiv Nayar, Sr. Counsel, Mr Ankur Sangal, Ms. Sucheta Roy, Mr. Shantanu Rawat

Sony Music Entertainment Pvt. Ltd. (Respondent No. 4)

Mr. Mukul Rohatgi, Sr. Counsel, Mr. Sudhir Chandra, Sr. Counsel, Mr. Amit Jamsandekar, Mr. Rishi Agarwal, Mr. Vaibhav Shukla. Ms. Niyati Kohli, Ms. Megha Bengani

1. Learned counsel for the parties have made their submission in the interim application. List for remaining submissions on 18-09-2020 at 2 P.M

-Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil) (Hon'ble Shri SP. Chockalingam) (Hon'ble Shri Justice Manmohan Singh)
TECHNICAL MEMBER (CR) TECHNICAL MEMBER (CR) CHAIRMAN

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Original Application No.

SR.NO.20/2020/CR/DEL

1) D B CORP LTD.

APPLICANT/APPELLANT

Versus

1) PHONOGRAPHIC PERFORMANCE LIMITED
INDIA

RESPONDENT

2) TIPS INDUSTRIES LTD

3) SAREGAMA INDIA LIMITED

4) SONY MUSIC ENTERTAINMENT PVT. LTD.

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. Neeraj Kishan Kaul, Sr. Counsel along with Mr. Abhishek Malhotra, Mr. Kaizad Irani, Ms. Chanan Parwani, Ms. Shilpa Gamnani, Ms. Atmaja Tripathy, Mr. Gurmukh Choudhri, and Ms. Pritha Suri.

Counsel for the Respondent : **Phonographic Performance Ltd. (Respondent No. 1)**
Mr. Parag Tripathi, Sr. Counsel, Mr. Neeraj K Gupta & Ms. Lilian Dass
Tips Industries Ltd.(Respondent No. 2)
Mr. Hiren Kamod, Ms. Anushree Rauta, Ms. Parul Sharma, Mr. Navankur Pathak, Ms. Pranita Saboo
Saregama India Ltd. (Respondent No. 3)
Mr Ankur Sangal, Ms. Sucheta Roy & Mr. Shantanu Rawat
Sony Music Entertainment Pvt. Ltd. (Respondent No. 4)
Mr. Mukul Rohatgi, Sr. Counsel, Mr. Sudhir Chandra, Sr. Counsel, Mr. Amit Jamsandekar, Mr. Rishi Agarwal, Mr. Vaibhav Shukla, Ms. Niyati Kohli, Ms. Megha Bengani

1. Learned counsel for the parties have made their submission in the interim application. List for remaining submissions on 18-09-2020 at 2 P.M

-Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil) (Hon'ble Shri SP. Chockalingam) (Hon'ble Shri Justice Manmohan Singh)
TECHNICAL MEMBER (CR) TECHNICAL MEMBER (CR) CHAIRMAN

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Original Application No.

SR.NO.21/2020/CR/DEL

1) NEXT RADIO LIMITED

APPLICANT/APPELLANT

Versus

1) PHONOGRAPHIC PERFORMANCE LIMITED INDIA

RESPONDENT

2) SAREGAMA INDIA LIMITED

3) TIPS INDUSTRIES LTD

4) LAHARI MUSIC PRIVATE LIMITED

5) ZEE ENTERTAINMENT ENTERPRISES LTD.

6) SONY MUSIC ENTERTAINMENT PVT. LTD.

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. Neeraj Kishan Kaul, Sr. Counsel along with Mr. Abhishek Malhotra, Mr. Kaizad Irani, Ms. Chanan Parwani, Ms. Shilpa Gamnani, Ms. Atmaja Tripathy, Mr. Gurmukh Choudhri, and Ms. Pritha Suri.

Counsel for the Respondent : **Phonographic Performance Ltd. (Respondent No. 1)**
Mr. Parag Tripathi, Sr. Counsel, Mr. Neeraj K Gupta, Ms. Lilian Dass
Saregama India Ltd. (Respondent No. 2)
Mr Ankur Sangal, Ms. Sucheta Roy & Mr. Shantanu Rawat
Tips Industries Ltd. (Respondent No. 3)
Mr. Hiren Kamod, Ms. Anushree Rauta, Ms. Parul Sharma, Mr. Navankur Pathak & Ms. Pranita Saboo
Sony Music Entertainment Pvt. Ltd. (Respondent No. 6)
Mr. Mukul Rohatgi, Sr. Counsel, Mr. Sudhir Chandra, Sr. Counsel, Mr. Amit Jamsandekar, Mr. Rishi Agarwal, Mr. Vaibhav Shukla, Ms. Niyati Kohli, Ms. Megha Bengani

1. Learned counsel for the parties have made their submission in the interim application. List for remaining submissions on 18-09-2020 at 2 P.M

-Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil) (Hon'ble Shri SP. Chockalingam) (Hon'ble Shri Justice Manmohan Singh)
TECHNICAL MEMBER (CR) TECHNICAL MEMBER (CR) CHAIRMAN

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Original Application No.

SR.NO.22/2020/CR/DEL

1) DIGITAL RADIO (MUMBAI) BROADCASTING LIMITED APPLICANT/APELLANT

Versus

1) PHONOGRAPHIC PERFORMANCE LIMITED INDIA RESPONDENT

2) SAREGAMA INDIA LIMITED

3) ZEE ENTERTAINMENT ENTERPRISES LIMITED

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. Neeraj Kishan Kaul, Sr. Counsel along with Mr. Abhishek Malhotra, Mr. Kaizad Irani, Ms. Chanan Parwani, Ms. Shilpa Gamnani, Ms. Atmaja Tripathy, Mr. Gurmukh Choudhri, and Ms. Pritha Suri.

Counsel for the Respondent : **Phonographic Performance Ltd. (Respondent No. 1)**
Mr. Parag Tripathi, Sr. Counsel, Mr. Neeraj K Gupta & Ms. Lilian Dass
Saregama India Ltd. (Respondent No. 2)
Mr Ankur Sangal, Ms. Sucheta Roy & Mr. Shantanu Rawat

1. Learned counsel for the parties have made their submission in the interim application. List for remaining submissions on 18-09-2020 at 2 P.M

-Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil) (Hon'ble Shri SP. Chockalingam) (Hon'ble Shri Justice Manmohan Singh)
TECHNICAL MEMBER (CR) TECHNICAL MEMBER (CR) CHAIRMAN

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Original Application No.

SR.NO.23/2020/CR/DEL

1) SOUTH ASIA FM LIMITED

APPLICANT/APPELLANT

Versus

1) PHONOGRAPHIC PERFORMANCE LIMITED
INDIA

RESPONDENT

2) SAREGAMA INDIA LIMITED

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. Neeraj Kishan Kaul, Sr. Counsel along with Mr. Abhishek Malhotra, Mr. Kaizad Irani, Ms. Chanan Parwani, Ms. Shilpa Gamnani, Ms. Atmaja Tripathy, Mr. Gurmukh Choudhri, and Ms. Pritha Suri.

Counsel for the Respondent : **Phonographic Performance Ltd. (Respondent No. 1)**
Mr. Parag Tripathi, Sr. Counsel, Mr. Neeraj K Gupta & Ms. Lilian Dass
Saregama India Ltd. (Respondent No. 2)
Mr Ankur Sangal, Ms. Sucheta Roy & Mr. Shantanu Rawat

1. Learned counsel for the parties have made their submission in the interim application. List for remaining submissions on 18-09-2020 at 2 P.M

-Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil) (Hon'ble Shri SP. Chockalingam) (Hon'ble Shri Justice Manmohan Singh)
TECHNICAL MEMBER (CR) TECHNICAL MEMBER (CR) CHAIRMAN

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Email: delhiregistryipab@gmail.com

Website: <http://www.ipab.gov.in>

Original Application No.

SR.NO.24/2020/CR/DEL

1) MANJU SINGAL
M/S SINGLA FOOD PRODUCTS

APPLICANT/APELLANT

Versus

1) DEEPAK KUMAR @ DEEPAK MANOCHA SARA
SALES,
2) THE REGISTRAR OF COPYRIGHT

RESPONDENT

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S.P.CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. S.K. Bansal
Counsel for the Respondent : None

The Petitioner has filed application under section 50 of the Copyrights act, 1957 for rectification of Copyright No. 128962/2019. We have heard the learned counsel for the petitioner who has also pointed out that rival works are similar. It appears that the petitioner is the earlier user of the artistic work. We have compared the artistic works. We are of the view that the artistic work used by the Respondent No.1 is similar to the artistic work of the petitioner. Issue notice to the respondent. The delay in removing the objection is condoned. Service be effected through e-mail. Upon service the Respondent No.1 is granted two months time to file the counter affidavit with advance copy being served on learned counsel for the Petitioner and upon which he may file the response by next date. Both the parties are allowed to file the written synopsis by next date. List for final disposal on 20/03/2021. In the meanwhile in view of the arguments made by the petitioner the operation of the Copyright No. 128962/2019 shall remain stayed.

- Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil) (Hon'ble Shri SP. Chockalingam) (Hon'ble Shri Justice Manmohan Singh)
TECHNICAL MEMBER (CR) TECHNICAL MEMBER (CR) CHAIRMAN

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Original Application No.

SR.NO.25/2020/CR/DEL

1) RELIANCE BROADCAST NETWORK LIMITED

APPLICANT/APPELLANT

Versus

1) SUPER CASSETTES INDUSTRIES PRIVATE
LIMITED

RESPONDENT

CORAM

HON'BLE SHRI JUSTICE MANMOHAN SINGH
HON'BLE SHRI N.SURYA SENTHIL
HON'BLE SHRI S.P. CHOCKALINGAM

CHAIRMAN
TECHNICAL MEMBER (CR)
TECHNICAL MEMBER (CR)

ORDER SHEET

15/09/2020

Counsel for the Applicant/Appellant : Mr. Neeraj Kishan Kaul, Sr. Counsel along with Mr. Abhishek Malhotra, Mr. Kaizad Irani, Ms. Chanan Parwani, Ms. Shilpa Gamnani, Ms. Atmaja Tripathy, Mr. Gurmukh Choudhri, and Ms. Pritha Suri.

Counsel for the Respondent : **Super Cassettes Industries Pvt. Ltd (Respondent)**
Mr. Neel Mason, Mr. Vihan Dang, Mr Sanyukta Banerjee & Ms. Ekta Sharma

1. Learned counsel for the parties have made their submission in the interim application. List for remaining submissions on 18-09-2020 at 2 P.M

-Sd/-

-Sd/-

-Sd/-

(Hon'ble Shri Surya Senthil) (Hon'ble Shri SP. Chockalingam) (Hon'ble Shri Justice Manmohan Singh)
TECHNICAL MEMBER (CR) TECHNICAL MEMBER (CR) CHAIRMAN

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