

SUIT FOR INFRINGEMENT OF COPYRIGHT IN DESIGN

IN THE HIGH COURT OF JUDICATURE AT _____

IN ITS COMMERCIAL DIVISION

COMIP SUIT NO. _____ OF _____

_____, a company)
incorporated under the Companies Act,)
1956/2013, having its registered office at)
_____))
_____)Plaintiff

Versus

_____, a company)
incorporated under the Companies Act,)
1956/2013, having its registered office at)
_____))
_____)Defendant

THE PLAINTIFF ABOVENAMED STATES AS UNDER:

1. The Plaintiff is a company incorporated under the Companies Act, 1956/2013, having its registered office at _____ and carries

on the business of manufacturing and marketing of _____ (Note: mention the nature of the Plaintiff's business).

2. The Defendant is also a company incorporated under the Companies Act, 1956/2013, having its office at _____, and engages in the business of manufacturing and/or trading of _____ (mention the Defendant's nature of business).

3. (a) In or around _____ (Date) the Plaintiff conceived of novel design of _____ (describe the Plaintiff's design) (**Hereinafter referred to as "the said first design"**). The Plaintiff has spent a lot of time, effort and money to develop the said first design. The most important novel features of the Plaintiff's said first design, are its shape, configuration and the pattern (delete whichever is not applicable) (Note: Include relevant terminology from S. 2 (d) of the Designs Act, 2000) appearing on the products of the Plaintiff. The Plaintiff craves leave to refer to and rely upon the products when produced.

(b) With a view to protect the unique design and novelty of the said first design, on or about _____ the Plaintiff, filed an application for registration of the said first design with the office of the Controller of Patents and Designs. The said first design was accepted and duly registered under Design Registration No. _____ dated _____ in Class _____ under the provisions of Design Act, 2000, and rules framed thereunder. Hereto annexed

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