

**SUIT FOR TRADEMARK INFRINGEMENT**

IN THE HIGH COURT OF JUDICATURE AT \_\_\_\_\_

ORDINARY ORIGINAL CIVIL JURISDICTION

IN ITS COMMERCIAL DIVISION

COMIP SUIT NO. \_\_\_\_\_ OF 20\_\_\_\_

\_\_\_\_\_, )  
a company incorporated under the )  
Companies Act, 1956/2013, having its )  
registered office at \_\_\_\_\_ )  
\_\_\_\_\_, )  
and also at \_\_\_\_\_, )  
\_\_\_\_\_)..Plaintiff

Versus

\_\_\_\_\_)  
having their office \_\_\_\_\_, )  
\_\_\_\_\_. )  
\_\_\_\_\_)..Defendant

**THE PLAINTIFF ABOVE NAMED STATES AS UNDER:**

1. The Plaintiff is a private limited company incorporated under the provisions of the Companies Act, 1956/2013, having its offices at the

addresses as mentioned above. The Plaintiff, inter alia, carries on the business of manufacturing and marketing of \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_ etc.

2. The Plaintiff is not aware of the exact constitution of the Defendant. The Defendant, also carries on similar business of manufacturing and marketing of \_\_\_\_\_ and has its offices at the addresses mentioned above.

3. The Plaintiff offers over \_\_\_\_ products to consumers, which are either manufactured in house or outsourced. The Plaintiff has a world-class production facility in \_\_\_\_\_ (**Location**), where many of its products are manufactured. The Plaintiff employs over \_\_\_\_ persons in various positions. The Plaintiff has a pan India distribution network with stockiest and distributors in various cities and towns.

4. On or about \_\_\_\_\_ (**Date**), the Plaintiff's predecessor \_\_\_\_\_ conceived of and adopted the trade mark "\_\_\_\_\_" and commenced use thereof in respect of its products i.e. \_\_\_\_\_. On or about \_\_\_\_\_ (**Date**), the said \_\_\_\_\_, applied for and obtained registration of the Trade Mark "\_\_\_\_\_" (**"the said registered Trade Mark"**) under No. \_\_\_\_\_ in Class \_\_\_\_ in respect of \_\_\_\_\_. (**Note: Describe goods**). The said \_\_\_\_\_, by a Deed of Assignment dated \_\_\_\_\_, assigned the said trade mark" \_\_\_\_\_" under No. \_\_\_\_\_ in Class \_\_\_\_, along with its goodwill to the Plaintiff. Pursuant to a request on Form TM-\_\_\_\_ dated \_\_\_\_\_ on or about \_\_\_\_\_, the

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