



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

Website: <http://www.ipabindia.org>

Original Application No. : **ORA/63/2009/TM/DEL**

Applicant/Appellant
M/S. MEDOPHARM,

Representative
A.V. NATHAN ASSOCIATES

Versus

Respondent
M/S. PHARMATAK OPHTHALMICS
(I) PRIVATE LIMITED,
REGISTRAR OF TRADE MARKS,

Representative

CORAM

SHRI. N. K. RAMESH

: DEPUTY REGISTRAR

ORDER SHEET

07.02.2017

Status of notice:

I) Applicant/
Appellant:

1) Served/ Returned
Unserved/
Service Awaited

Representative:

1) Served/ Returned
Unserved/
Service Awaited

II) Respondent:

1) Served/ Returned
Unserved/
Service Awaited

2) Served/ Returned
Unserved/
Service Awaited

3) Served/ Returned
Unserved/
Service Awaited

Representative:

1) Served/ Returned
Unserved/
Service Awaited

Counsel for Applicant : NONE

**Counsel for Respondent : SHRI DEEPAK KUMAR
MAHAPTRI & RACHIT
SHRIVASTAV**

None Appeared on behalf of Applicant. Counsel for the Respondent files Vakalatnama today and submits that Rectification Application for the same Trademark No. 1293571 was filed before the IPAB during the year 2007 in ORA/138/2007/TM/DEL, and the same was disposed by the Hon'ble Board vide order dated 21.08.2016 "treated as abandoned" since none appeared on behalf of Applicant at the time of hearing. After the ORA/138/2007/TM/DEL disposed as abandoned, counsel for the Applicant once again filed the present ORA before the IPAB. But they fail to appear this time also.

Post this matter before the Hon'ble Board at Delhi as and when hearing is fixed for orders.

(N.K. Ramesh)
Deputy Registrar



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ORIGINAL APPLICATION NO.: ORA/63/2009/TM/DEL / 1969
(For the removal/rectification of Trade Mark No.1293571 in class 5)

Applicant

M/S. MEDOPHARM,
AN INDIAN PARTNESHIP FIRM,
AT NO. 25, PULIYUR SECOND MAIN ROAD,
TRUSTPURAM, CHENNAI - 600 024.

Representative

A.V. NATHAN ASSOCIATES
451, 2ND CROSS, 3RD BLOCK, 3RD STAGE,
BASAVESHWARA NAGAR,
BANGALORE - 560 079, INDIA

Vs.

Respondent

Representative

1. M/S. PHARMATAK OPHTHALMICS (I) PVT. LTD,
5/102, BILLOCHPURA,
MATHURA ROAD, AGRA.

2. REGISTRAR OF TRADE MARKS,
IP BUILDING, NEW DELHI - 110 078

NOTICE

Take notice that the Application mentioned above is posted for hearing on **07.02.2017 at 10.30 Hrs.** before the Deputy Registrar, IPAB at Delhi. In case the Applicant/Respondent fails to appear at the above said date and time either in person or through an authorized representative, the Application may be referred to Appellate Board for non-prosecution.



By Order

Y Sharma
Court Officer

Place: NEW DELHI

Dated: 19/01/2017