

EX 15132
14/2/22

Order Sheet

IN THE COURT OF PRL. CITY CIVIL AND SESSIONS JUDGE, BENGALURU

FR No. : O.S./6/2022

Registration No. : O.S./42/2022

OS 42/2022

Plaintiff Vs Defendant

1) SRINIVAS S DEVATHI

1) LEGAL AND TREATIES DIVISION

Nature of Case :

INTELLECTUAL PROPERTY RIGHTS

Provision of Law :

U/o VII Rule 1 of CPC sec 86

Advocate for Plaintiff Sri./Smt. :

PARTY IN PERSON

Date of Filing :

03-01-2022

Date of Registration :

03-01-2022

Relief :

PRAYS TO HONBLE COURT TO PASS ORDERS TO DEFENDANT TO INITIATE THE COURT PROCEEDINGS FOR LAWSUIT O.S. 2487/2021 FILED IN THIS HONBLE COURT FOR SAKE OF JUSTICE AND EQUITY BY ORDERING DEFENDANT TO ISSUE THE CONSENT LETTER OF THE INDIAN CENTRAL GOVERNMENT CERTIFIED IN WRITING BY A SECRETARY TO INDIAN GOVERNMENT TO SUE DEFENDANT I USPTO, AND SUMMON DEFENDANT 3, INTERNATIONAL BUREAU WIPO AND DEFENDANT 4 INTELLECTUAL PROPERTY INDIA FOR FACT FINDING AND VERIFICATION IN THE LAW SUIT O.S No. 2487/2021 SO THAT THE LAWSUIT PROCEEDINGS COULD BE INITIATED ON THE UPCOMING HEARING DATE

Date of Cause of action :

22-09-2021

Receipt No.	Purpose and Mode	Bank Name	Amount
44249/2021-2022	Court Fee on Plaintiff	SBI	1000.00
03-01-2022	DD		

CAO/CMO

Registered and made over this case to CCH-court for disposal according to law.

PRL. CITY CIVIL AND SESSIONS JUDGE
BENGALURU

Office Note:-

- ① Legal notice u/s 80(2) of CPC not issued against Deft
- ② Deft copies not furnished
- ③ process - fee not paid



(2)

OS.42

03/01/2022

P- Party-in-person
- For compliance of office
objection

Plaintiff in present and
prays time to comply office
objection.

Call on : 04.01.2022.

XVIII Addl. CC & SJ, Bengaluru.

04/01/2022

P- Party-in-person
- For compliance of office
objection

Plaintiff present prays
time to comply office
objection.

Call on : 14.01.2022.

XVIII Addl. CC & SJ, Bengaluru

14/01/2022

P- Party-in-person
- For compliance of office
objection

Case called.

In view of the SOP
passed by the Hon'ble High
Court of Karnataka dated
04.01.2022 matter is
adjourned.

Call on : 17.01.2022.

XVIII Addl. CC & SJ, Bengaluru



3

0 S. 42/2022

17/01/2022

P- Party in person
- For compliance of
office objection

IA-1
U/s. 80(2) CPC

Plaintiff/Party-in-person is present filed **IA No.1** U/Sec 80 (2) of CPC.

Heard on IA.

In view of the SOP passed by the Hon'ble High Court of Karnataka dated 04.01.2022 matter is adjourned.

For orders by :
18.01.2022.

XVIII Addl. CC & SJ, Bengaluru

18/01/2022

P- Party-in-person
- For orders

py to present print

In this case, before passing order on I.A.No.1 it is just and necessary to hear further. Because question of maintainability is involved in the above suit. Hence case is reopened for further hearing.
Call on 25.1.2022

(NAGARAJAPPA. A.K)
XVIII Addl. City Civil Judge,
Bengaluru.

25/01/2022

P- Party in person
- for f. hearing

Party-in-person/
plaintiff is present.
Heard on IA partly.
To hear further hearing
on IA by : 28.01.2022.

XVIII Addl. CC & SJ, Bengaluru



28/01/2022

P- Party-in-person
- for f. leg. on IA1

Party-in-person/
plaintiff is present and filed
memorandum of production
of addl documents.

This mater is taken-up
for hearing on
maintainability and orders
on IA No.1.

Heard further
argument by plaintiff.

For orders by :
31.01.2022.

XVIII Addl. CC & SJ, Bengaluru

31/01/2022

P- Party-in-person
- for orders.

On considering the facts and
circumstances of the case and
considering the nature of the suit, as
well as the relief prayed by the
plaintiff in this case, the question of
maintainability of suit is involved.
Since the office has registered this
suit, hence it is just and necessary to
issue summons to the defendants
subject to hear on maintainability of
the suit as well as on I.A.No.1, after
appearance of the defendants.

Hence, issue suit summons and
I.A.No.1, notice to the defendants
R/by 2.3.2022 *also furnish PF &
copy as per office note.*

31/1/22

(NAGARAJAPPA A.K)

XVIII Addl. City Civil Judge,
Bengaluru.



want of DPF-16/-

of
12.

(5)

09/02/2022

09/02/2022
Plf. has filed I.A U/S.
151 of CPC praying to
advance the hearing
of the case. Hence,
file is put up before
the court.

Case advanced.
Plaintiff/party in
person filed application U/O
5 rule 9(A) (1) of CPC and
also filed two
memorandums with some
documents.

Heard on application.
For orders by :
11.02.2022.

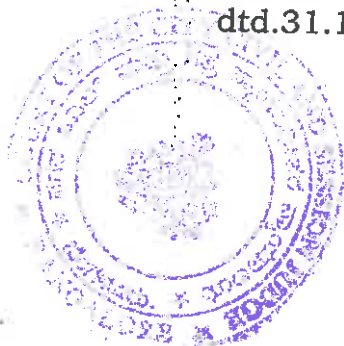
XVIII Addl. JC & SJ, Bengaluru

11/02/2022

P- Party in-person
- for orders

**Orders on Memorandum of Facts
filed by the plaintiff in person
Under Order 5 Rule 9-A(1) of CPC**

Heard and perused the
memorandum of fact. In this case,
after hearing the argument by the
plaintiff and considering the nature
of the suit and relief sought by the
plaintiff, this court passed an order
on 31.1.2022 to issue suit summons
to the defendants subject to hearing
on maintainability of the suit as well
as I.A.No.1 after appearance of he
defendants. Now plaintiff has filed
this memorandum of fact seeking to
amend the court order
dtd.31.1.2022 that the suit is



[Handwritten signature]

2

03/42/2022

maintainable and issue suit summons to the defendants by speed post, air mail as appropriate.

When this court already come to the conclusion that after appearance of the defendants the above suit will be taken up for hearing on maintainability and hence question of amendment of the order dtd.31.1.2022 as prayed by the plaintiff in the memorandum of facts does not arise. Moreover, the reasons stated by the plaintiff in the above memorandum of facts are not satisfied.

However suit summons can be issued through speed post or air mail or by RPAD. But not by hand to serve the summons to the defendants through plaintiff. Because plaintiff is in person conducting the suit and considering the nature of the suit and status of the defendants, it is necessary to issue suit summons to the defendants through court or by RPAD, or Speed Post or by Air Mail.

Hence, the IA., memorandaum of facts filed by the plaintiff in person is hereby rejected.

Re-issue suit summon, IA.notice to the defendants through court or Speed post, or RPAD, or Air Mail if PF and necessary process paid by the plaintiff

Call on 2.3.2022

(NAGARAJAPPA. A.K)

XVIII Addl.City Civil Judge,
Bengaluru.

T.M.A

