

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13-05-2026

CORAM

THE HON'BLE MR.JUSTICE N.SENTHILKUMAR

OA Nos. 457. 458,459,460, 461. 462 and 463 OF 202

in

C.S(COMM DIV) NO. 141 OF 2026

ITC Limited
Virginia House,
37, Jawaharlal Nehru Road,
Kolkata 700 071
and also at
No.760, Anna Salai,
Chennai 600 002.
Represented by its Constituted Attorney
Mr.N.Saravanan.

..Applicant in all
applications

Vs

1. Shree Ramdev Notebook Represented by its de jure proprietrix Ms Samba Devi
895, Rangai Gowder Street,
Coimbatore 641 001.
and also at
640, Thomas Street Town Hall, Near Vel
Murugan Store
Coimbatore 641 001.
2. Shankar Singh De facto Proprietor of Ms Shree Ramdev Note Book
895, Rangai Gowder Street,
Coimbatore 641001.
3. Ramdev Pens and Paper,
represented by its de jure proprietrix
Ms. Tejrjaji Devi
380A, 1st Floor, R.G. Street,
Coimbatore 641001.



4. T Ramesh Kumar
De facto proprietor of Ramdev Pens and Paper
380A, 1st Floor, R.G. Street,
Coimbatore -641001.

5. New Supreme Agency
A firm unspecified
2-430 Arumbanur Main Road,
Kodikkulam, Madurai 625104

6. Ashok Kumar Unknown Person
India.

..Respondents in all
applications

Prayer in OA No. 457 of 2026:

This Application is filed seeking to grant an interim injunction restraining the Respondents and/or any of them and/or their men and/or representatives and/or its directors, their partners, associates, proprietors, servants, agents, distributors, marketers, suppliers, licensees, assigns, and all others in active concert or participation with them from manufacturing, selling, offering for sale, marketing, advertising, promoting, distributing, supplying, directly or indirectly and/or dealing in any manner, with any product or service bearing the Impugned Mark CLASSMAN and/or any mark which is identical or deceptively similar to the Applicant prior adopted, prior used and registered trade mark CLASSMATE and thereby infringing the Applicant said trade mark CLASSMATE, pending disposal of the suit.

Prayer in OA No. 458 of 2026

To grant an interim injunction restraining the Respondents and/or any of them and/or their men and/or representatives and/or its directors, their partners, associates, proprietors, servants, agents, distributors, marketers, suppliers,



licensees, assigns, and all others in active concert or participation with them from manufacturing, selling, offering for sale, marketing, advertising, promoting, distributing, supplying, directly or indirectly and/or dealing in any manner, with any product or service bearing the Impugned Mark CLASSMAN and/or any mark which is identical or deceptively similar to the Applicant prior adopted, prior used and registered trade mark CLASSMATE and thereby passing off its products or services as those sold under the prior adopted and prior used trade mark CLASSMATE belonging to the Applicant, pending disposal of the suit.

Prayer in O.A.No.459 of 2026

This Petition is filed to grant an interim injunction restraining the Respondents and/or any of them and/or their men and/or representatives and/or its directors, their partners, associates, proprietors, servants, agents, distributors, marketers, suppliers, licensees, assigns, and all others in active concert or participation with them from manufacturing, selling, offering for sale, marketing, advertising, promoting, distributing, supplying, directly or indirectly and/or dealing in any manner, with the Respondents product as depicted in Schedule A annexed with the plaint and annexed hereto and/or any other product or packaging which amounts to an illegal and substantial reproduction of the Applicants prior and original artistic works as depicted in Schedule A annexed in the plaint and annexed hereto and thereby infringing the copyright of the Applicant, pending disposal of the suit.

Prayer in OA No. 460 of 2026;

This Application is filed to grant an interim injunction restraining



the Respondents and/or any of them and/or their men and/or representatives and/or its directors, their partners, associates, proprietors, servants, agents, distributors, marketers, suppliers, licensees, assigns, and all others in active concert or participation with them from manufacturing, selling, offering for sale, marketing, advertising, promoting, distributing, supplying, directly or indirectly and/or dealing in any manner, with the Respondents product as depicted in Schedule A annexed with the plaint and or any other product or packaging identical or deceptively similar to the prior adopted and prior used trade dress belonging to the Applicant as depicted in Schedule A and thereby passing off its goods as those of the Applicant, pending disposal of the suit.

Prayer in OA No. 461 of 2026:

This Application has been filed to grant an interim injunction restraining the Respondents and/or any of them and/or their men and/or representatives and/or its directors, their partners, associates, proprietors, servants, agents, distributors, marketers, suppliers, licensees, assigns, and all others in active concert or participation with them from manufacturing, selling, offering for sale, marketing, advertising, promoting, distributing, supplying, directly or indirectly and/or dealing in any manner, with any product or service bearing the Impugned Device CLASSMAN and/or anymark which amounts to an illegal and substantial reproduction of the Applicants prior and original artistic work CLASSMATE and thereby infringing the copyright of the Applicant, pending disposal of the suit.

Prayer in OA No. 462 of 2026:

This Application is filed to grant an interim injunction restraining the Respondents and/or any of them and/or their men and/or representatives and/or its directors, their partners, associates, proprietors, servants, agents, distributors, marketers, suppliers, licensees, assigns, and all others in active



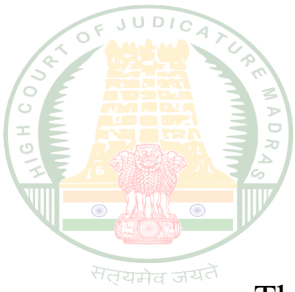
concert or participation with them from manufacturing, selling, offering for sale, marketing, advertising, promoting, distributing, supplying, directly or indirectly and/or dealing in any manner, with any product or service bearing the Impugned Device CLASSMAN and/or anymark which is identical or deceptively similar to the Applicants prior adopted prior used and registered trade mark CLASSMATE and thereby passing off its products or services as those sold under the prior adopted and prior used trade mark CLASSMATE, belonging to the Applicant, pending disposal of the suit.

Prayer in OA No. 463 of 2026:

This Application is filed to grant an interim injunction restraining the Respondents and/or any of them and/or their men and/or representatives and/or its directors, their partners, associates, proprietors, servants, agents, distributors, marketers, suppliers, licensees, assigns, and all others in active concert or participation with them from manufacturing, selling, offering for sale, marketing, advertising, promoting, distributing, supplying, directly or indirectly and/or dealing in any manner, with any product or service bearing the Impugned Device CLASSMAN and/or anymark which is identical or deceptively similar to the Applicants prior adopted prior used and registered trade mark CLASSMATE and thereby infringing the Applicant said trade mark CLASSMATE, pending disposal of the suit.

For Applicants:

Mr.Arun C Mohan

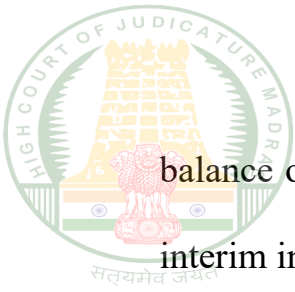


Order

The learned counsel appearing for the applicant would submit that the applicant/plaintiff is one of the India's Foremost private Sector Companies and during the financial year 2024-2025, the plaintiff had a total income of Rs.77690.38 crores and its market capitalization as on 31.03.20296 was about Rs.3,89,666.46 crores. Furthermore, the applicant is the registered proprietor of word mark "CLASSMATE" in relation to "notebooks, pencils, copier paper, scholastic products like sketch pens, highlighters, whiteboard markers, permanent markers, crayons, fountain pens, ball pens, roller pens, gel ink pens and types of writing instruments etc., under Trade Mark Registration No.1846290 dated 31.07.2009 in Class 16, having been used since 01.04.2003.

The learned counsel for the applicant referred to paragraph 9 of the Plaint, wherein a list of several trade mark registrations belonging to the plaintiff in relation to relevant products in Class 16, having CLASSMATE" as their leading and identifying feature is mentioned. But the respondent with a malafide intention adopted deceptively similar mark "Classman.", thereby infringing the right of the plaintiff. He therefore seeks for an interim injunction.

2. Upon considering the facts and circumstances of the case and the submissions made by the learned counsel for the applicant, this Court is satisfied that the applicant has made out a *prima facie* case, irreparable loss and



balance of convenience in its favour and accordingly there shall be an order of interim injunction as prayed for.

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3. Notice to the respondents returnable by 15.06.2026. Private Notice is also permitted.

4. Post on 15.06.2026.

13-05-2026
(1/3)

Index: Yes/No

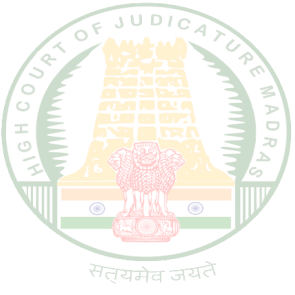
Speaking/Non-speaking order

Neutral Citation: Yes/No

arr

To

1. Shree Ramdev Notebook Represented by its de jure proprietrix Ms Samba Devi
895, Rangai Gowder Street,
Coimbatore 641 001
and also at
640, Thomas Street Town Hall, Near Vel Murugan Store
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3. Ramdev Pens and Paper represented by its de jure proprietrix Ms Tejrjaji Devi
380A, 1st Floor, R.G. Street, Coimbatore 641001.
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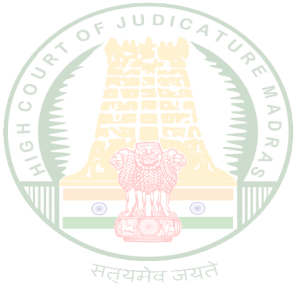


N.SENTHILKUMAR J.

ARR

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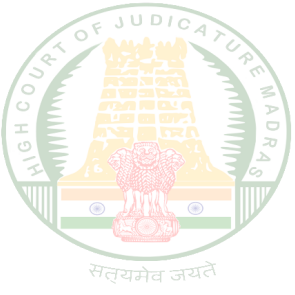
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OA No. 457 of 2





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OA No. 457 of 2

