

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION
NOTICE OF MOTION (L) NO.3027 OF 2018
IN
COMMERCIAL IP SUIT (L) NO.1663 OF 2018

Novex Communications Pvt. Ltd. ... Plaintiff
versus
IAPL Group Pvt. Ltd. ... Defendant

CORAM: S.J. KATHAWALLA, J.

DATE: 22nd DECEMBER, 2018

P.C.:

1. On 17th December, 2018 this Court passed the following order :

"1. Despite service, none appear for the Defendants. Stand over to 20th December, 2018.

2. In the meantime, the Defendants are restrained from publicly performing or in any manner communicating the sound recordings/musical compositions of the songs assigned and authorized to the Plaintiff as set out in the Plaint or allowing their premises or any premises under their control to be used for the said purpose without obtaining non-exclusive public performance rights in sound recordings from the Plaintiff or otherwise infringing the copyright in any work owned and protected by the Plaintiff.

3. A copy of this order shall be forthwith served on the Defendants by email/whatsapp etc."

2. On 20th December, 2018 this Court after reproducing the order dated 17th December, 2018 further recorded as under :

"2. The above order is forwarded to the Defendant by e-mail. However, none present for the Defendant. Stand over to 22nd December, 2018.

3. In the meantime, earlier ad-interim order to continue.

4. The Advocate for the Plaintiff shall forthwith serve a copy of this order on the Defendant by hand-delivery."

3. The Defendant is served with the order by hand delivery. However, none appear for the Defendant. In view thereof, stand over to 4th January, 2019. Earlier order/s to continue.

(S.J.KATHAWALLA, J.)