

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P.No.D-2345 of 2017

Date _____ Order with signature of Judge _____

Present

Mr. Justice Muhammad Ali Mazhar

Mr. Justice Agha Faisal

M/s. Garib Sons (Pvt.) Limited.....Petitioner

V E R S U S

Federation of Pakistan & others.....Respondents

16.11.2018

Mr. Ghulam Rasool Panhwar, Advocate for Petitioner.

Muhammad Ali Mazhar, J: The petitioner has prayed for the declaration in this constitution petition that the use of trademark “Mughal” by respondent No.3 is deceptive to the petitioner’s trademark. Further directions have been sought against the respondent No.3 to destroy all such products bearing the trademark “Mughal” or remove the said trademark from their products. To a question raised by this court to the learned counsel for the petitioner regarding the maintainability of this petition as to how the question of trademark infringement can be raised in a constitution petition, after arguing at some length the learned counsel submits that the petitioner will file appropriate proceedings in accordance with the law. Petition is dismissed accordingly alongwith pending applications.

Judge

Judge

Asif