

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH, KARACHI**  
 Suit No.2020 of 2015  
 Suit No.2322 of 2017

Date	Order with signature of Judge
	1. For hearing of CMA No.15186/2015.
	2. For hearing of CMA No.3265/2016.
	3. For hearing of CMA No.1470/2024.
	4. For orders on CMA No.16415/2023.
	5. For Examination of Parties/Settlement of Issues.

29.02.2024.

Ms. Saira Shaikh, Advocate for the Plaintiff in Suit No.2020/2015 and for the Defendants in Suit No.2322/2017.

Mr. Liaquat Zaman, Advocate for the Defendants in Suit No.2020/2015 and for the Plaintiff in Suit No.2322/2017.

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The captioned Suits are for Infringement of Trademark. Learned counsel appearing on behalf of the Plaintiff in Suit No.2020/2015 and for the Defendants in Suit No.2322/2017, invites attention to Section 17 of Subsection (4) and (6) of the Intellectual Property Act, 2012, read in light of SRO 1330(I)/2015 dated 29.12.2015, bringing these Provisions into force as of 08.09.2015 and 30.09.2015 respectively. She submits that under such circumstances, Suit No.2020/2015 having been filed before the operative dates, is required to be transferred to the Intellectual Property Tribunal, whereas the Plaintiff of subsequent Suit No.2322/2017 is liable to be returned. Learned counsel appearing on behalf of the Defendants in Suit No.2020/2015 and for the Plaintiff in Suit No.2322/2017 concedes in principle but submits that both the Suits ought to be transferred inasmuch as the same have been consolidated. However, upon query posed as to the relevant order, he invites attention to the Order dated 16.03.2020, which appears to merely be one for tagging rather than consolidation. Under such circumstances, CMA

No.1470/2024 in Suit No.2020/2015 stands allowed with said Suit being transferred to the Intellectual Property Tribunal accordingly. As for Suit No.2322/2017, the Plaint thereof is returned for presentation before the concerned forum.

JUDGE

MUBASHIR