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Order QR
A No. 4013 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-09-2026

CORAM

THE HONOURABLE MRS.JUSTICE K. GOVINDARAJAN THILAKAVADI

A No. 4013 of 2026

1. GRB Dairy Foods Private Limited
No.C-47, Thiru Vi Ka Industrial Estate,
Guindy, Chennai 600 032 Rep.by its
Director Mr.Kasturi Perumal

Applicant

Vs

Sri Lakshmi Industries
Plot No.B-4, Industrial Estate, Tanuku,
West Godavari District, Andhra Pradesh
534 218.

Respondent

Application filed under Order XIV Rule 8 of Original Side Rules read with Order III Rule 1 of Original Side Rules read with Clause 12 of Letters Patent to grant leave.

For Applicant(s): Mr. Arun C. Mohan

ORDER

The application has been filed under Clause 12 of the Letters Patent seeking leave to institute the proposed suit against the respondent on the original side of this Court.



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2.The applicant is the director of the Applicant Company and is stated to be well acquainted with the facts of the case. The Applicant Company is engaged in the manufacture and marketing of food products, including Ghee, under the Brand Name ‘GRB’. It is stated that the business was originally commenced as a small scale enterprise and, over the course of several decades, has expanded into a diversified food - products enterprise. The applicant claims to have acquired substantial good will and reputation in respect of its Brand and Products.

3.The respondent is stated to be a partnership firm engaged in the manufacture, marketing and sale of ghee under the Trade Mark ‘NG Ghee’ and is, therefore, a competitor of the applicant. According to the applicant, the respondent has been promoting its products through its Website and Social Media Platforms, including Instagram.

4.It is the specific case of the applicant that the respondent has published an impugned reel containing false and defamatory statements concerning the applicant and its ghee products and that such publication has caused serious injuries to the applicant’s reputation, goodwill and business interests. The proposed suit seeks, *inter alia* a permanent injunction restraining further publication or dissemination of the impugned



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reel and other defamatory/disparaging material, a mandatory injunction directing removal and deletion of the impugned material and damages for the alleged loss of reputation.

5.The applicant seeks leave under Clause 12 of the Letters Patent on the ground that it carries on business within Chennai and that its products bearing GRB mark are extensively marketed and sold within the ordinary original jurisdiction of this Court. It is further contended that the impugned publication has been disseminated to consumers within Chennai and that the applicant's goodwill and reputation in its products are affected within this jurisdiction.

6.Clause 12 of the Letters Patent provides that, in cases other than suits for land or other immovable property, where the cause of action has arisen in part within the local limits of the ordinary original jurisdiction of this Court, leave of the Court having first been obtained, the suit can be instituted on the original side.

7.In the present case, the applicant has specifically pleaded that its products are extensively sold within Chennai and that the impugned publication relates to and concerns the applicant's business, products, goodwill and reputation. The applicant has



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further pleaded that the impugned reel has been disseminated through social media and has reached the consuming public, including persons within Chennai. The alleged injury to the applicant's goodwill and business arising from such publication is, therefore, not stated to be confined to a place outside the jurisdiction of this Court.

8. In the facts pleaded in the present application, this Court is satisfied, *prima facie*, that a part of the cause of action is pleaded to have arisen within the ordinary original jurisdiction of this Court. The fact that the applicant carries on business within Chennai, by itself, may not be sufficient, however, when considered along with the specific allegation that the impugned publication concerns its products which are extensively marketed and sold within Chennai and that the alleged defamatory publication has been disseminated to the consuming public within the jurisdiction, the requirement under Clause 12 is satisfied at this stage.

9. Accordingly, this application is allowed. The applicant is granted leave under Clause 12 of the Letters Patent to institute the proposed suit against respondent before this Court.

17.09.2026

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Note: Issue order copy on 18.09.2026

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