To, Date: 03/05/2018

The Registrar of Trademark, Trademark Registry, DELHI

Sub: EVIDENCE IN SUPPORT OF OPPOSITION RULE45 (MISR45) Dated on:

Ref: Oppostion/Rectification Number-909870

Sir,

With reference to the above application, the point wise reply is as under: -

Reply attached seperately

VISHESH AND ASSOCIATES Attorney [10756]



महाराष्ट्र MAHARASHTRA

प्रधान गुड़ी कार्याला।, मुंगई प. सु. विकेता क. ६ ९ ४ 1 1 DEC 2012

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GR 365141

THE TRADE MARKS ACT, 1999

Form of authorisation of an Agent (Section 145 Rule 21)

We CACHET PHARMACEUTICALS PVT. LTD., a Company registered under the Companies Act, 1956 and having its principal place of business at 415, Shah Nahar Industrial Estate, Dr. E. Moses Road, Worli, Mumbai 400 018, do hereby appoint, constitute, authorise and nominate (1) MR. MAHESH A. MAHADGUT, (2) MS. MALAVIKA M. MAHADGUT advocates representing M/S. VISHESH & ASSOCIATES (Regd), PATENT, TRADE MARK & COPYRIGHT ATTORNEYS, having their address at 301/302, A-Wing, 3rd Floor. Shaheen Chambers, Dawood Baug Lane, Opp. Pearl Heritage, Andheri (West), Mumbai - 400 058, India as our true and lawful Attorneys and Agents to act for us in our name and on our behalf to execute, perform and mark all or any of the acts, deeds matters and things in connection with all the proceedings relating to our Trade Marks under the Trade Marks Act, 1999 (hereinafter called "the Act"), and Trade Marks Rules, 2002 (hereinafter called "the Rules") and any statutory modifications under the Act and Rules, namely, in respect of any application i.e filing of Trade marks,

Il -

21...

enter opposition proceedings and defending opposition proceedings by signing verification clauses in such proceedings, in any applications for rectifications of our marks by signing verification clauses in such proceedings, filing amendments of the Register, attending to the hearings of our Company, withdrawing our application, filing applications for Registered User and Assignment, renewal of our registrations and obtain certified entry or certificates under the Act or certificate(s) under Section 45(1) of Copyright Act, 1957 or any other document or documents for and on our behalf and all matters incidental to or connected with any of the aforesaid and to act on our behalf and in respect of any matters under the Act before the Registrar of Trade Marks and for doing all other acts and deeds in relation thereto AND GENERALLY TO REPRESENT US IN ALL MATTERS UNDER THE ACT.

We also hereby authorise the said Attorneys to sign such papers and writings on our behalf and to appoint substitute or substitutes as may be necessary or expedient.

We hereby ratify and confirm all acts, deeds, matters, matters and things done by the said Attorneys for us and on our behalf / on behalf of our Company in respect of the matters or proceedings referred above.

We hereby request that all notices, requisitions or communications relating to all the matters under the Act may be sent to such Attorneys at their above mentioned address which shall be our address for service in connection with our matters under the Act in India.

We hereby revoke the previous authorizations, if any, granted by us in favour of any other person or persons or Attorneys in respect of the matters referred hereinabove.

Dated this 30 day of May, 2013.

For CACHET PHARMACEUTICALS PVT. LTD.,

DIRECTOR

To
The Registrar of Trade Marks
Office of the Trade Marks Registry at
MUMBAI/KOLKATA/DELHI/CHENNAI/AHMEDABAD

M. A. Mahadgut M. M. Mahadgut

VISHESH & ASSOCIATES (Regd.)

INTELLECTUAL PROPERTY LAWYERS

Head Office:

301/302, A-Wing, 3rd Floor, Shaheen Chambers, Dawood Baug Lane, Off J. P. Road, Opp. Pearl Heritage, Andheri (West), Mumbai - 400 058, INDIA.

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INDIAN & FOREIGN PATENTS • TRADE MARKS • COPYRIGHTS • DESIGNS

ATTORNEY CODE: 10756

BY SPEED POST/BY EMAIL

LETTER UNDER RULE-45

02/05/2018

The Registrar of Trade Marks,
Office of the Trade Marks Registry at New Delhi,

Dear Sir,

TOP SECTION

Re: Oppn. No. **DEL-909870**

Application No. 3124143

Cachet Pharmaceuticals Pvt. Ltd.

.... Opponent

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PHLOX LABORATORIES PVT. LTD.

.... Applicant

We act on behalf of Opponents above named. This has reference to your email dt. 20/03/2018 inviting Opponents attention to Rule 45.

The Opponents wish to inform that they do not desire to file any evidence at this stage and crave leave to rely upon grounds taken in the Notice of Opposition. The Opponents reserve their right to file evidence at a later stage.

The matter may be proceeded to the next stage.

A copy of this letter is marked to the Applicants Attorney as required under the

Rules.

Thanking you,

Yours faithfully,

For VISHESH & ASSOCIATES

(Mahešh A. Mahadout)

Partner

Constituted Attorneys for the Opponents (Regn No.Mah/1261/99)

c.c.: Adv. Lala Saheb Anna Atole,

Constituted Attorneys for the Applicant, Law Protectors, C/o Nilesh Dhumal,

"Laxmi Niwas", Behind Kamla Nehru Hospital, Near Barane School, 104, Mangalwar Peth.

Pune - 411011.