

To,  
The Registrar of Trademark,  
Trademark Registry, DELHI

Date: 30/11/2023

**Sub: REPLY TO EXAMINATION REPORT(MIS-R) Dated on: 21/11/2023 15:46:55**

**Ref: Application Number: 6038640**

**In case of hearing, your preferred mode of attending the hearing is: VIDEO CONFERENCING**

Sir,

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

Reply attached separately

HEENA KHURANA

Attorney [18640]

To,  
The Registrar of Trademark,

**29-11-2023**

**Sub: REPLY TO EXAMINATION REPORT (MIS-R) Dated on: 21/11/2023 16:23:28**  
**Ref: Application Number-6038640**

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

Reply attached separately

Heena Khurana  
Attorney [18640]

29-11-2023

To,  
**The Registrar of Trade Marks**  
Trade Marks Registry, Delhi

**Re: Reply to Examination Report for:**  
**Trade Mark Registration Application no.: 6038640**  
**Class: 1**

**Mark: 'FLORO BOND'**

**Applicant: RAJESH KHANNA**

Dear Sir/Ma'am,

This is with reference to the Examination Report posted by your good office on 21-11-2023 in connection with Trade Mark Application no. **6038640** filed for the registration of the mark "**FLORO BOND**" in respect of services included under class 1.

I, under the instructions of our client, the Applicant "**RAJESH KHANNA**" submits herein below, the reply to the objections raised in the said examination report.

**Objection 1:** The objection is raised under S 9(2) (a) of the Trade Marks Act, 1999 as the mark is likely to deceive the public or cause confusion..

Hence, the above application is liable to be refused.

**Reply:** We humbly submit that the Applicant's mark "**FLORO BOND**" filed for registration under Trademark Application no. **6038640** in class 1 falls outside the scope of the above stated objections. The reason for the above are stated herein below:

1. We humbly submit that the applied mark "**FLORO BOND**" of the Applicant is highly innovative and inherently distinctive of the products to which it relates. The applied mark "**FLORO BOND**" taken as a whole forms a unique, imaginary expression capable of distinguishing the products to which it is associated from the products /services of other.

2. Further Applicant strongly submits that that their trademark does not designate the kind, intended purpose, rendering of the service or other characteristics of the goods or service.
3. We humbly request not to subject our mark to a microscopic or meticulous individual analysis but kindly consider it as a whole while deciding upon the question whether it is descriptive in nature or not.
4. It is further emphasized that the applied mark is suggestive in nature and not descriptive. It is evident that the applied mark **bears no direct reference to the products to which it relates.**
5. It is pertinent to know that the applied mark in combination is connoting a completely **un-related meaning making it non-obvious** for any ordinary person to establish the mark with the products to which it relates.
6. The brand-name **“FLORO BOND”** signifies the following: - **“FLORO BOND”** Signifies here best products at affordable prices.

Hence our word mark **“FLORO BOND”** Signifies our Business Model and Business strategy of Giving products with best quality and reasonable charges.

The applicant mark is unique and do not describe any function, inherent nature or any characteristics of the related products, the words used in the instant mark of the Applicant are **“FLORO BOND”** which are common terms, their combination forms a distinctive mark, and this mark **nowhere** connotes the kind, intended purpose, values or goods or rendering of the service or other characteristics of the goods or service. **No word used in any manner relates to products or services or any meaning thereto.** It will be farfetched idea to relate the applied mark directly to the products claimed.

7. Further, we wish to invite the learned Registrar's attention to the well- established judicial principle of entirety which envisages that a mark should not be looked at in isolation and its various elements should not be broken into segments and read, but should be considered as a composite whole. Accordingly, we seek a waiver of the instant objection.

In ***Du Cross Ltd.’s*** Application 30 R.P.C. it was held that to consider whether a mark is descriptive it has to be seen whether the mark that is submitted for registration is an apt description of the goods in question, i.e., whether the mark denotes or bring to mind the nature and/ or purpose of the goods for which registration is sought. In this case as the mark being a coined word has no such meaning. Hence, we request the examiner to waive of the said objection.

In ***KanwarAyurvedic Pharmacy, Kanpur vs. The Registrar of Trade Marks &***

**Anr., 2 1966 Dlt 13**“it was held that for the purpose of finding out whether the word had a direct reference to the character or quality of the goods, one must look at the word not in its strict grammatical significance but as would represent itself to the public at large. We should look at it to form an opinion as to what it connotes.”

We therefore, request the Registrar to proceed with the application bearing no. **6038640**

and the same may be advertised in journal and initiate other action as required by the Trademark Act or otherwise give us an opportunity of being heard in the matter at Delhi office.

**Thanking you,**

**Yours truly,  
Heena Khurana,  
IPR Attorney  
Agent Code – 18640**

**FORM TM-48**  
**THE TRADEMARKS ACT, 1999**  
**[Form of Authorization of an**  
**Agent](Section 145; Rule 21)**


I, **RAJESH KHANNA**, whose address is **496, Third Floor, Block-C, Vikas Puri, Tilak Nagar, West Delhi, Delhi-110018** hereby authorize Ms. Heena Khurana, Trademark Attorney in Practice having office at Wz-86, Om Vihar, Phase-2, Uttam Nagar, New Delhi-110059 to act as our agent for filing applications to register our trademarks in India and for all proceedings before the Registrar of Trademarks or the Govt. of India and for all acts, deeds and things as the said Attorneys may deem necessary or expedient in connection therewith or incidental thereto and request that all notices, requisitions and communications relating thereto may be sent to such agent at the above address.

We hereby revoke all previous authorizations, if any, in respect of the proceeding.

All communications relating to our application may be sent to the following address in India:

Attorney's Code No. : 18640  
Heena Khurana, (Trademark Attorney in Practice)  
Wz-86, Om Vihar, Phase-2,  
Uttam Nagar, New Delhi-110059  
EMAIL : heenasai khurana@gmail.com

**Dated this 20/07/2023**

  
**For.....**

**Individual Name-Rajesh Khanna**

**To,**  
**The Registrar of Trade Marks,**  
**The Office of the Trade Marks Registry**