

Delhi High Court Grants Ex-Parte Interim Injunction Against Use of “Hotel Jerome’s Holiday Inn”

In *Six Continents Hotels, Inc. v. Mr. Jerome Fernandes* (CS(COMM) 887/2026), the Delhi High Court granted an ex-parte interim injunction restraining the defendant from using “Hotel Jerome’s Holiday Inn”, “Holiday Inn” or any other deceptively similar mark in relation to hotel services.

Six Continents Hotels, which operates the Holiday Inn chain and holds registrations for “HOLIDAY INN” since year 1964 and various formative marks, contended that the defendant had adopted the mark “Hotel Jerome’s Holiday Inn”, incorporating the plaintiff’s complete registered and well-known trademark.

On a preliminary assessment, the Court found that the plaintiff had established a prima facie case, with the balance of convenience in its favour and a likelihood of irreparable injury if interim protection was not granted.

Accordingly, the Court restrained the defendant from using the impugned marks and also directed removal of the defendant’s hotel advertisements and listings from third-party platforms, including Goibibo, MakeMyTrip, TripAdvisor and Trivago.

The injunction has been granted ex-parte at the interim stage and will remain in force until further orders of the Court.



Key takeaway: The order highlights the strong protection afforded to well-known brands against unauthorised incorporation of their marks into names and online listings, particularly where such use may create an association with the established brand.



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