



**IN THE HIGH COURT OF JUSTICE**

**Claim number: IP-2023-000060**

**BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES**

**INTELLECTUAL PROPERTY ENTERPRISE COURT**

**IP-2023-000060**

**BEFORE PAT TREACY SITTING AS AN ENTERPRISE JUDGE**

**ON 17 JANUARY 2024**

**B E T W E E N :**

**PROFESSIONAL HAIR PRODUCTS LIMITED**

**TRADING AS PROFESSIONAL HAIR LABS**

**(a company incorporated under the laws of the Republic of Ireland)**

**Claimant**

**-and-**

**(1) JANSON LIMITED**

**(2) RIYAZ JANMOHAMED**

**(3) KHAIRUNNISHA JANMOHAMED**

**Defendants**

**ORDER**

**IMPORTANT NOTICE TO THE DEFENDANTS:**

- 1) This Order prohibits you from doing the acts set out in paragraph 1 below. You should read it all carefully. You are advised to consult a Solicitor as soon as possible.**
- 2) If you, the within named Defendants, disobey the Order, you (or your director, as may be) may be held in contempt of court and be punished by a fine, imprisonment, confiscation of assets or other punishment under the law.**

**UPON** the application of the Claimant by notice dated 7 September 2023 (the “**Application**”);  
**AND UPON** the Court reading the witness statement of Giles Parsons dated 7 September 2023;  
**AND UPON** hearing Jamie Muir Wood, counsel for the Claimant, and the Second Defendant for the Defendants;

**AND UPON** the Defendants being in default of Acknowledgement of Service and/or Defence;

**IT IS ORDERED THAT:**

1. The First Defendant (whether acting through its directors, its officers, its employees, its agents or by others acting on its behalf, on its instructions or with its encouragement or howsoever otherwise) and the Second and Third Defendants (whether acting by themselves, their servants, their agents or by others acting on their behalf, on their instructions or with their encouragement or howsoever otherwise) must not:
  - a. infringe (or authorise, cause, assist or enable others to infringe) United Kingdom trade mark registration numbers:
    - i. 3688404;
    - ii. 3606525;
    - iii. 918072710;
    - iv. 918273368;
    - v. 918273383;
    - vi. 918273378; and/or
    - vii. 1617685;
  - b. use in the course of trade the signs:
    - i. Ghostbond;
    - ii. Professional Hair Labs;
    - iii. Safety First; and/or
    - iv. any signs confusingly similar thereto;
  - c. pass themselves (or any other entity, business, goods or services) off as being of or connected or associated with the Claimant; and
  - d. authorise or procure any act that would breach the injunctions at (a) to (c) above.
2. By 16.30, 21 days after service of a copy of this Order on the Defendants, they shall destroy and/or delete all articles the use of which would breach the injunction in paragraph 1 above which are in their possession, custody or control.

3. The Defendants shall provide a witness statement by 16.30, 28 days after service of a copy of this Order on them, confirming:
  - a. that they have complied with §2 above;
  - b. the details of all income obtained through their use of the signs Ghostbond, Professional Hair Labs and/or Safety First (the “**Signs**”);
  - c. the costs incurred in respect of such use of the Signs; and
  - d. the profit achieved through such use of the Signs.
4. In the event that the Claimant shall elect between an inquiry as to damages or an account of profits, the Claimant shall inform the Defendants of its decision by 16.30, 21 days after service of the witness statement served pursuant to paragraph 3 above.
5. The Claimant has permission to seek directions in any such inquiry or account.
6. The Defendants must cause the following notice (the “**Notice**”) to be published on the website accessible at <https://www.jansonwholesale.com> (the “**Website**”)—

On 17 January 2024 the High Court of England and Wales made an order in claim number IP-2023-000060 between Professional Hair Products Limited (“**PHL**”) and Janson Limited (“**Janson**”) and its directors, granting an injunction against Janson and its directors in respect of trade mark infringement and passing off arising from their sale of counterfeit Ghostbond products. The Court ordered Janson and its directors to pay PHL its costs.

A copy of the order is available at the following link: [*link to a page on the Website from where a copy of the order may be downloaded*].

7. The Defendants must cause a copy of this Order to be made available for download from the Website at the link identified in the Notice while the Notice remains published on the Website.
8. The Notice must—
  - a. be published on the home page of the Website and be visible to visitors to the Website from and in all jurisdictions;
  - b. be in a font which is no smaller and no less visible to users than the font used for the text marked “A” on the copies of homepage from the Website forming Annex

1 to this Order and be placed immediately below the location marked “B” in the Annex 1 to this Order; and

- c. be published forthwith and in any event no later than 16.30 on 31 January 2024 and remain published for a period of no less than 3 months from the date of first publication.
9. The Defendants shall pay the Claimant its costs of and incidental to this action down to and including this judgment, which costs are summarily assessed at £11,677.
  10. The assessed costs of £11,677 shall be paid within 28 days of service on the Defendants of a copy of this Order.
  11. The Claimant shall serve this order on the Defendants.

The Court has provided a sealed copy of this Order to the serving party, Browne Jacobson LLP, 15<sup>th</sup> Floor, 6 Bevis Marks, Bury Court, London EC3A 7BA, solicitors for the Claimant (reference: GPAR01/144983.00001).

## Annex 1

**Janson Beauty**  
Afro Cosmetics Wholesaler

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