



C/2026/1346

16.3.2026

**Judgment of the General Court of 28 January 2026 – Maschio Gaspardo v EUIPO – Madara Agro  
(Agricultural machines)**

(Case T-54/25) <sup>(1)</sup>

**(European Union design – Invalidity proceedings – Registered EU design representing an agricultural subsoiler – Grounds for invalidity – Failure to comply with the requirements for protection – Article 25(1)(b) of Regulation (EC) No 6/2002 in the version prior to Regulation (EU) 2024/2822 – No individual character – Article 6 of Regulation No 6/2002 – Informed user – Degree of freedom of the designer – No different overall impression)**

(C/2026/1346)

Language of the case: Italian

**Parties**

*Applicant:* Maschio Gaspardo SpA (Campodarsego, Italy) (represented by: B. Saguatti, lawyer)

*Defendant:* European Union Intellectual Property Office (represented by: R. Raponi, acting as Agent)

*Other party to the proceedings before the Board of Appeal of EUIPO, intervener before the General Court:* Madara Agro Ltd (Shumen, Bulgaria) (represented by: K. Manev, lawyer)

**Re:**

By its action under Article 263 TFEU, the applicant seeks the annulment and, in essence, the alteration of the decision of the Third Board of Appeal of the European Union Intellectual Property Office (EUIPO) of 26 November 2024 (Case R 2551/2023-3).

**Operative part of the judgment**

The Court:

1. Dismisses the action;
2. Orders Maschio Gaspardo SpA to bear its own costs and to pay those incurred by Madara Agro Ltd;
3. Orders the European Union Intellectual Property Office (EUIPO) to bear its own costs.

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<sup>(1)</sup> OJ C, C/2025/1650, 24.3.2025.