

ITEM NO.61

COURT NO.6

SECTION XIV

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

MA 600/2018 in C.A. in No(s). 23405-23472/2017

UNION OF INDIA AND ORS.

Petitioner(s)

VERSUS

M/S BIOLOGICAL E LTD. AND ORS. ETC. ETC.

Respondent(s)

IA 133675/2018 - CLARIFICATION/DIRECTION

WITH

MA 1729/2018 in T.C.(C) No. 30/2017 (XVI-A)
 (FOR ADMISSION and IA No.55843/2018-MODIFICATION)

MA 2466/2018 in C.A. Nos. 22982-23404/2017 (XIV)
 (FOR MODIFICATION ON IA 132849/2018)

MA 2470/2018 in C.A. Nos. 22982-23404/2017 (XIV)
 (FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 134250/2018)

Date : 17-09-2018 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN
 HON'BLE MS. JUSTICE INDU MALHOTRA

For Petitioner

Ms. Pinky Anand, ASG
 Mr. Ajit Kr. Sinha, Sr. Adv.
 Ms. Vimla Sinha, Adv.
 Mr. Sanjay K. Pathak, Adv.
 Mr. Rishi Kant Singh, Adv.
 Ms. Saudamini Sharma, Adv.
 Ms. Kriti, Adv.
 Ms. Snidha, Adv.
 Mr. G.S. Makker, AOR

For Applicant(s)/
Respondent(s)

Mr. Shyam Diwan, Sr. Adv.
 Mr. Ajay Bhargava, Adv.
 Mr. Aseem Chaturvedi, Adv.
 Mr. Arvined Ray, Adv.
 For M/s. Khaitan & Co., AOR

Mr. Basava Prabhu S. Pati, Sr. Adv.
 Mr. Darpan K.M., Adv.
 Mr. Hetu Arora Sethi, AOR

Mr. Mukul Rohatgi, Sr. Adv.
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Mr. R.N. Karanjawala, Adv.
Mr. Samarjit Pattnaik, Adv.
Mr. Arjun Mahajan, Adv.
Mr. Puneet Relhan, Adv.
Mr. A.S. Aman, Adv.
Mr. Aviral Kapoor, Adv.
Mrs. Manik Karanjawala, Adv.
For M/s. Karanjawala & Co., AOR

Mr. Ashish Prasad, Adv.
Ms. Mukta Dutta, Adv.
Mr. Rohit Sharma, Adv.
Mr. Avinash Tripathi, Adv.
Mr. M. P. Devanath, AOR

Mr. Sachin Gupta, AOR

UPON hearing the counsel the Court made the following
O R D E R

Issue notice, returnable within three weeks.

Learned counsel for the parties are permitted to file Counter Affidavit within two weeks and Rejoinder Affidavit within one week.

In the meanwhile, on the statement made by learned Senior Counsel appearing for the applicants with regard to Fixed Dose Combinations pre-1988 will continue to be manufactured and sold subject to the final outcome of these proceedings.

Mrs. Pinky Anand, learned ASG appearing for the Union of India, on instructions, disputes this.

(R. NATARAJAN)
COURT MASTER (SH)

(TAPAN KUMAR CHAKRABORTY)
BRANCH OFFICER