

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**NOTICE OF MOTION NO.1379 OF 2015
IN
SUIT NO.3444 OF 1994**

H. Lundbeck A/s. Denmark and Anr.	...	Applicant
and		
Darius Rutton Kavasmaneck	...	Plaintiff
versus		
H. Lundbeck A/s. Denmark and Anr.	...	Defendants

Mr. Ajit Kapadia with Mr. Pratik Salgaonkar i/by M/s. Crawford Bayley and Co., for Applicant Nos.1 and 2/Org. Defendants.
Ms. Deepti Panda with Mr. Vishnu Peri i/by M/s. Dhru and Co., for Plaintiff

CORAM: S.J. KATHAWALLA, J.

DATE: 11th SEPTEMBER, 2015

PC.:

1. Heard the learned Advocates for the parties. Perused the Notice of Motion and the Affidavit in support thereto. For reasons stated in the Affidavit in support of the Notice of Motion, the Notice of Motion is allowed in terms of prayer clause (a), subject to the Defendants paying cost of Rs.1,00,000/- to the Plaintiff. The learned Advocate for the Applicants on instructions, undertakes to pay cost of Rs.1,00,000/- to the Plaintiff within a period of two weeks from the date of this order. The undertaking is accepted. Prayer clause (a) of the Motion is reproduced hereunder :

(a) that this Hon'ble Court be pleased to condone the delay in filing Written Statement.

2. The Notice of Motion is accordingly disposed of.
3. Place the Suit for Framing of Issues on 25th September, 2015.

(S.J.KATHAWALLA, J.)

Certified to be true and correct copy of the original signed order.