

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
SUIT NO. 59 OF 2015

Wockhardt Limited ... Plaintiff

Versus

Neptune Life Sciences Private Limited ... Defendant

ALONG WITH
NOTICE OF MOTION NO. 607 OF 2015

IN
SUIT NO. 59 OF 2015
WITH
LEAVE PETITION NO. 142 OF 2015

IN
SUIT NO. 59 OF 2015

Ms.Nidhi Singh i/b. Vidhi Partners for the Plaintiff.
None for the Defendant.

CORAM : S.J. KATHAWALLA, J.
DATED : 22ND JULY, 2015

P.C.:

1. Leave under Clause XIV of the Letters Patent is granted to combine the cause of action for passing off with the cause of action for infringement of trademark in the present Suit.
2. The undertaking of the Defendant forwarded by the Director of the Defendant to the Advocate for the Plaintiff stating that the Defendant agreed to suffer a decree in terms of Clauses (a) to (g) of the undertaking

is taken on record. The undertaking is accepted.

3. The Suit is decreed in terms of Clauses (a) to (g) of paragraph 2 of the said undertaking.

4. In view thereof, the Plaintiff is not pressing for any cost and / or damages against the Defendant.

5. The Court Receiver stands discharged without passing accounts but subject to payment of his cost, charges and expenses.

6. The Suit, Leave Petition and Notice of Motion are accordingly disposed.

7. Refund of Court fees, if any, as per Rules.

(S.J. KATHAWALLA, J.)