

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 31.08.2015

CORAM

THE HON'BLE Mr.SANJAY KISHAN KAUL, CHIEF JUSTICE
and

THE HON'BLE Mr.JUSTICE T.S.SIVAGNANAM

W.P. Nos.23583 and 23584 of 2014

TTK Protective Devices Limited
represented by its Director Mr.R.Saranyan
No.6, Cathedral Road,
Chennai 600 086.Petitioner in both WPs.

Versus

1.Union of India
represented by the Secretary
Department of Pharmaceuticals
Ministry of Chemicals and Fertilisers
Government of India,
Room No.340-B, A-Wing, Shastri Bhavan
New Delhi 110 011.

2.Secretary, Ministry of Health and Family Welfare
Government Of India,
Nirman Bhawan
New Delhi 110 108.

3. National Pharmaceuticals Pricing Authority
represented by its Deputy Director
Department of Pharmaceuticals
Ministry of Chemicals and Fertilizers
Government Of India,
3rd Floor, YMCA Cultural Centre Building
1, Jai Singh Road,
New Delhi 110 011.Respondents in both WPs

Petitions filed under Article 226 of the Constitution of India,
praying for the issuance of a writ of Declaration, declaring
paragraphs 13(2) and 20 respectively of the Drug Price Control Order,

2013 as ultra vires S.3 of the Essential Commodities Act, 1955 and Article 14 and 19(1)(g) of the Constitution of India.

For Petitioner : Mr.Aravind P Dadar
Senior Counsel
for Mr.R.Raghavan

For Respondent : Mr.G.Rajagopalan
Additional Solicitor General
assisted by Mr.B.Rabu Manohar
SCGPC

O R D E R

(Judgment of Court was made by The Honourable The Chief Justice)

Learned Senior Counsel appearing for the petitioner states that given the current situation, more specifically in view of the Judgment of the Division Bench of the Delhi High Court in W.P.(C). No.7705 of 2013 and 2245 of 2014 dated 10.07.2015 (Reckitt Benckiser (India) Ltd., vs. Union of India), he would not like to press these writ petitions and the questions raised in these petitions will left open to be considered at an appropriate stage, if the need so arises.

2. Liberty is granted.

3. These writ petitions accordingly stands dismissed as withdrawn. No costs.

Sd/-
Assistant Registrar(CS-II)

//True Copy//

Sub Assistant Registrar

ksr

To

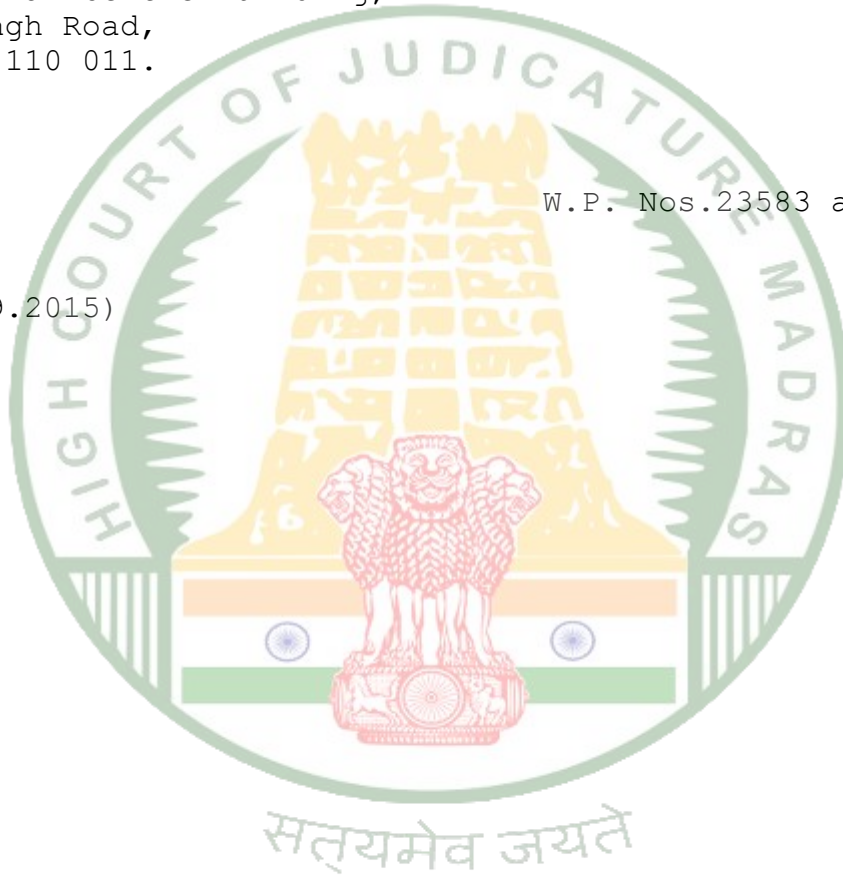
1.The Secretary, Union of India,
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RSK (CO)
PSI (21.09.2015)



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