

ATUL

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO. 2111 OF 2016
IN
SUIT NO. 699 OF 2016
WITH
LEAVE PETITION NO. 140 OF 2016

Torrent Pharmaceuticals Private Limited ...Plaintiffs
Versus
Bio Organics Private Limited & Another ...Defendants

Mr. Hemant Thadani, *i/b Krishna & Saurastri Associates, for the Plaintiffs.*

CORAM: G.S. PATEL, J
DATED: 20th September 2016

PC:-

1. There was an ad-interim order dated 6th May 2016. The Court Receiver has executed his commission under that order. He found several packets bearing the infringing mark and label.
2. The Defendants have been served. There is no Reply and no appearance has been entered by the Defendants.

3. As regards the Petition for leave under Clause XIV of the Letters Patent, for the reasons set out therein, it is made absolute in terms of prayer clause (a).

4. For the reasons set out in the ad-interim order dated 6th May 2016, it is confirmed as a final order on this Notice of Motion. In addition, now that leave under Clause XIV has been granted, there will also be an interim order in terms of prayer clause (b) of the Notice of Motion.

5. The Notice of Motion is disposed accordingly. In addition, the Plaintiffs will be entitled to recover the actual costs of this Notice of Motion at the final hearing of the Suit.

(G. S. PATEL, J.)