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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**ORDINARY ORIGINAL CIVIL JURISDICTION**

**NOTICE OF MOTION NO.202 OF 2016  
IN  
COMMERCIAL SUIT NO.173 OF 2015**

Toonz Retail India Pvt. Ltd. ...Applicant

**In the matter between**

Nickelodeon India Pvt. Ltd. ...Plaintiff

vs

Toonz Retail India Pvt. Ltd. ...Defendant

**WITH  
SUMMONS FOR JUDGMENT NO.60 OF 2015  
IN  
COMMERCIAL SUIT NO.173 OF 2015  
WITH  
CHAMBER SUMMONS NO.43 OF 2016  
IN  
COMMERCIAL SUIT NO.173 OF 2015**

.....

Ms. Megha Chandra, a/w. Mr. Rahul Mehta and Mr. Himanshu Chaudhary, i/b. Naik and Naik & Co., for the Plaintiff.

Ms. Rhea Mehta, i/b. Mr. Gaurang Mehta, for the Applicant/Original Defendant IN nms/202/16.

.....

**CORAM : S.C. GUPTE, J.**

**DATED : JUNE 30, 2017**

**P.C.:**

. The date of the order passed in Notice of Motion No.202 of 2016 be corrected as 12 June 2017.

2.               Following sentences are added at the end of the order of 12 June 2017 passed in Summons for Judgment No.60 of 2015 :

“The Plaintiff will be entitled to file a suit for recovery of deficit stamp duty paid on the merchandise licence agreement in terms of this order by amending the suit claim. All rights and contentions of the parties are kept open.”

**( S.C. GUPTE, J. )**