

Shephali

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO. 578 OF 2017
IN
SUIT NO. 178 OF 2017
WITH
LEAVE PETITION NO. 75 OF 2017**

Unilever PLC & Anr	...Plaintiffs
<i>Versus</i>	
Berry Ice cream	...Defendant

**Mr Ashutosh Kane, i/b Ms Akshata Kamath & Ms Ashwini
Khalapurkar, i/b WS Kane & Co, for the Plaintiffs.
Dr MS Deshpande, Court Receiver, present.**

**CORAM: G.S. PATEL, J
DATED: 22nd March 2017**

PC:-

1. There is an *ex parte* ad-interim order dated 28th February 2017. The Defendant has been served. None appears for the Defendant, though served.

2. The learned Advocates for the Plaintiffs will file Affidavit of Service on or before 31st March 2017.

3. The Clause XIV Leave Petition No. 75 of 2017 is made absolute.

4. For the reasons set out in the order dated 28th February 2017, it is confirmed as the final order on this Notice of Motion. In addition, now that the Defendant has been served, there will also be an order in terms of prayer clause (b).

5. The Notice of Motion is made absolute in these terms with costs. In addition, the Plaintiffs will be entitled to the actual costs of this Notice of Motion at the final hearing of the Suit. Compliance with Rule 596 of the High Court (OS) Rules is dispensed with.

6. All concerned to act on an authenticated copy of this order.

(G. S. PATEL, J.)