

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY AND ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION**

**COMMERCIAL NOTICE OF MOTION NO.85 OF 2017
WITH
COMMERCIAL NOTICE OF MOTION NO.86 OF 2017
IN
COMMERCIAL SUIT NO.136 OF 2017**

M/s. VIL Media Private Limited

....Applicant/Plaintiff

Vs.

Broadcast Audience Research
Council India (BARC)

....Defendant

**WITH
COMMERCIAL NOTICE OF MOTION NO.29 OF 2017
IN
COMMERCIAL SUIT NO.41 OF 2017
WITH
COMMERCIAL NOTICE OF MOTION NO.37 OF 2017
IN
COMMERCIAL SUIT NO.46 OF 2017**

Mr. Subir Kumar for plaintiff in COMS/136/2017 and for applicant in NMCD/85/2017 and NMCD/86/2017.

Ms. Pooja Kothari I/b. M/s. Federal and Rashmikant for plaintiff in COMS/46/2017 and COMS/41/2017 and for applicant in NMCD/29/2017 and NMCD/37/2017.

Mr. Harsh Gokhale I/b. DSK Legal for defendant.

Mr. Rajinikandh ARS, BARC – representative of defendant present.

CORAM : K.R.SHRIRAM, J.

DATE : 4th DECEMBER 2018

P.C.:

COMMERCIAL NOTICE OF MOTION NO.85 OF 2017

1 Mr. Gokhale, counsel for defendant, on instructions from Mr. Rajinikandh ARS states that defendant shall, without prejudice to defendant's rights and contentions in the suit, provide the ratings for the period of last three weeks, viz., 46th week, 47th week and 48th week, within

one week from today.

2 The statement is accepted as an undertaking to this Court. In view of this statement made, notice of motion stands disposed. Liberty to apply.

COMMERCIAL NOTICE OF MOTION NO.86 OF 2017

1 Mr. Kumar, counsel for applicant states that nothing survives in this notice of motion.

2 Notice of motion accordingly stands disposed.

COMMERCIAL NOTICE OF MOTION NO.29 OF 2017

1 Mr. Gokhale, counsel for defendant, on instructions from Mr. Rajinikandh ARS states that defendant shall, without prejudice to defendant's rights and contentions in the suit, provide the ratings for the period of last two weeks, viz., 46th week, 47th week within, one week from today. Mr. Gokhale states that the ratings for the period of 48th week and 49th week have already been provided for.

2 The statement is accepted as an undertaking to this Court. In view of this statement made, notice of motion stands disposed. Liberty to apply.

COMMERCIAL NOTICE OF MOTION NO.37 OF 2017

1 Mr. Gokhale, counsel for defendant, on instructions from Mr. Rajinikandh ARS states that defendant shall, without prejudice to defendant's rights and contentions in the suit, provide the ratings for the period of last three weeks, viz., 46th week, 47th week and 48th week by 7th December 2018.

2 The statement is accepted as an undertaking to this Court. In view of this statement made, notice of motion stands disposed. Liberty to apply.

COMMERCIAL SUIT NO.46 OF 2017

Suit be listed for withdrawal on 10th December 2018.

(K.R. SHRIRAM, J.)