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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **FAO(OS) (COMM) 374/2019 & CM APPLs. 54626/2019,
54627/2019**

HITKARY PHARMACY (INDIA) PVT LTD Appellant

Through: **Mr. Uttam Datt, Mr. Rishi Raj
Sharma and Ms. Sonakshi
Singh, Advocates**

versus

DABUR INDIA LIMITED Respondent

Through: **Mr. Manish Kumar and Ms.
Akansha Singh, Advocates**

CORAM:

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE C.HARI SHANKAR

ORDER

% 15.01.2020

CM APPL. 391/2020 in FAO(OS) (COMM) 374/2019

1. Counsel appearing for the appellant, upon instructions from his client, is not pressing this appeal. Nonetheless, it is submitted by the counsel for the appellant that liberty may be reserved with this appellant to file an application under order XXXIX rule 4 of CPC for vacating the stay granted by the learned Single Judge in CS(OS) No. 681/2019 dated 11th December, 2019.
2. Permission as prayed for is granted.
3. This appeal is disposed of as withdrawn.
4. The date already fixed i.e. 31st January, 2020 stands cancelled.

CM APPLs. 54626/2019, 54627/2019

5. In view of the order passed in the appeal, these applications also stand disposed of.

CHIEF JUSTICE

C.HARI SHANKAR, J

JANUARY 15, 2020

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