

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

LETTERS PATENT LEAVE PETITION NO. 232 OF 2021
IN
COMMERCIAL IP SUIT NO. 231 OF 2021

Glenmark Pharmaceuticals Limited ... Petitioner/Orig. Plaintiff

Versus

Zealous Health Private Limited & Anr.	...	Respondents/ Orig. Defendants
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Mr. Mahesh A. Mahadgut a/w Ms. Poonam Teddu for the Petitioner/Orig.
Plaintiff.

Ms. Archana Bene, General Manager, Legal of the Plaintiff, present.

Mr. Y. Adinarayana Reddy, Director of Defendant No.1 and authorised signatory of Defendant No.2, present.

CORAM : R.I. CHAGLA, J.

DATED : 8th FEBRUARY, 2022.

(V.C.)

ORDER :

1 The learned Advocate for the Petitioner/Orig. Plaintiff states
that the Defendants have been duly served and that the matter is being
settled including the prayer as to passing off with the cause of action for
infringement of Trade Mark, as prayed for in the plaint.

2 In view thereof, he has submitted that the Leave Petition No.232 of 2021 which is for joinder of the cause of action of passing off with the cause of action for infringement of Trade Mark, be made absolute.

3 Considering the submission of the learned Advocate for the Plaintiff and considering that the Defendants are settling the above Suit with the Plaintiff, the Letters Patent Leave Petition is made absolute in terms of prayer clause (a).

4 Leave Petition is accordingly disposed of.

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signed by
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SUSHIL
WAGHMARE
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(R.I. CHAGLA, J.)