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(T)CMA(PT)/89 /2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13.07.2023

CORAM

THE HONOURABLE **MR.JUSTICE SENTHILKUMAR RAMAMOORTHY**

**(T)CMA(PT)/89/2023**

**(OA/15/2017/PT/CH)**

1. AbbVie Deutschland GmbH & Co KG

Mainzer StraBe 81

65189 Wiesbaden, Germany

Nationality: Germany

2. Novartis AG

Lichtstrasse 35

CH-4056 Basel

Switzerland

Nationality: Switzerland

... Appellants

-VS-

Assistant Controller of Patents and Designs,

Government of India, Patent Office

Intellectual Property Rights Building

GST Road, Guindy

Chennai-600 032.

... Respondent

**PRAYER:** Transfer Civil Miscellaneous Appeal (Patents) filed under Section 117-A of the Patents Act, 1970, prayed that the order dated 17 November 2016 and issued by the Respondent on 18 November 2016 be set aside and the application No.2420/CHENP/2009 for patent be allowed to proceed to grant.



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(T)CMA(PT)/89 /2023

**SENTHILKUMAR RAMAMOORTHY,J**

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For Appellant : Mr.Julick Isaiah for  
M/s.De Penning and De Penning

For Respondent : Mr.A.R.Sakthivel, CGSC  
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**ORDER**

Learned counsel for the appellant has submitted a memo dated  
30.06.2023 for the withdrawal of the appeal.

2. By taking note of the memo, (T)CMA(PT)/89/2023 is dismissed as  
withdrawn without any order as to costs.

**13.07.2023**

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Index : Yes / No

Internet : Yes / No

**(T)CMA(PT)/89/2023**  
**(OA/15/2017/PT/CH)**