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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.11.2023

CORAM

THE HONOURABLE MR.JUSTICE SENTHILKUMAR RAMAMOORTHY

(T)CMP(PT)/34/2023
(T)CMA(PT)/SR.214/2023
(OA/SR.34/2018/PT/CHN)

Almac Discovery Limited
a British Company of Almac House,
20 Seagoe Industrial Estate, Craigavon,
BT63 5QD, United Kingdom.

... Appellant

-VS-

The Assistant Controller of Patents & Designs
The Patent Office,
IPR Building, SIDCO Plot
GST Road, Guindy,
Chennai 600 032.

... Respondent

PRAYER in (T)CMP(PT)/34/2023: Transfer Civil Miscellaneous Petition (Patents) is filed under Section 5 of the Limitation Act, praying to condone the delay of about 197 days in filing the appeal. The grounds for making this petition are set forth in the accompanying affidavit.

PRAYER in (T)CMA(PT)/SR.214/2023: Transfer Civil Miscellaneous Appeal (Patents) is filed under Section 117-A of the Patents Act, 1970, praying to allow the present appeal and set aside / quash the



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SENTHILKUMAR RAMAMOORTHY,J

rna

Impugned Order dated July 19, 2017 passed by the Respondent in Indian Patent Application No.82/CHENP/2009 and allow said Indian Patent Application No.82/CHENP/2009 and direct grant of patent in respect thereof.

For Petitioner : Mr.K.Muthu Selvam
For Respondent : Mr.C.Samivel, SPC

ORDER

Learned counsel for the petitioner / intending appellant submits that he has been instructed to withdraw the appeal. He has made an endorsement for the said purpose. By taking note of such endorsement, (T)CMP(PT)/34/2023 is dismissed. Consequently, the appeal stands dismissed as withdrawn at the SR stage.

08.11.2023

rna

Index : Yes / No

Internet : Yes / No

Neutral Citation: Yes / No

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