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

+ **CS(COMM) 307/2022 and I.A. 15553/2022 (Order VI Rule 17 of the CPC)**

NOVARTIS AG & ANR. Plaintiff
Through: Mr. Siddhant Sharma and Ms.
Surbhi Nautiyal, Advs.

versus

MSN LABORATORIES PRIVATE LIMITED Defendant
Through: Mr. Tahir AJ, Adv. for D-1

CORAM:

HON'BLE MR. JUSTICE C.HARI SHANKAR

ORDER
05.12.2022

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1. The affidavit, which was required to be filed by Defendant 1 as per the order dated 22nd September 2022, is not on record. Mr. Tahir, learned Counsel for Defendant 1 submits that he would place the affidavit on record within a week from today.

2. Mr. Tahir also presses IA 15553/2022. Pleadings in the said application are not complete. A further and final opportunity of two weeks is granted to the plaintiffs to file reply to the said application with advance copy to learned Counsel for the defendant/applicant, who may file rejoinder thereto, if any, within two weeks thereof.

3. Renotify IA 15553/2022 for hearing on 3rd February 2023. In the meanwhile, Defendant 1 is directed to ensure that the affidavit in terms of the order dated 22nd September 2022 is placed on record.

C.HARI SHANKAR, J

DECEMBER 5, 2022/rb