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

+ **CS(COMM) 369/2025**

**GLAXOSMITHKLINE PHARMACEUTICALS
LIMITED**

.....Plaintiff

Through: Mr. Urfee Roomi, Ms. Janaki Arjun
& Mr. Ayush Dixit, Advocates.

versus

**VIRCHOW LABORATORIES LIMITED AND
ANR**

.....Defendants

Through: Ms. Rajeshwari H. & Ms. Swapnil
Gaur, Advocates.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

% **24.04.2025**

I.A. 10212/2025 (u/O XI Rule 1 (4) of CPC, 1908)

1. The present application has been filed on behalf of the plaintiff seeking leave to file additional documents under the Commercial Courts Act, 2015.
2. The plaintiff is permitted to file additional documents in accordance with the provisions of the Commercial Courts Act, 2015 and the Delhi High Court (Original Side) Rules, 2018, within thirty (30) days from today.
3. Accordingly, the application is disposed of.

I.A. 10213/2025 (exemption from filing originals, clearer, translated copies and left side margins)

4. Allowed, subject to the plaintiff filing clearer/ translated copies of the documents and documents with prescribed margins within four (4) weeks from today.



5. The plaintiff is exempted from filing originals at this stage.

6. The application stands disposed of.

I.A. 10214/2025 (u/s 12A of Commercial Courts Act, 2015)

7. As the present suit contemplates urgent interim relief, in light of the judgment of the Supreme Court in *Yamini Manohar v. T.K.D. Krithi*, 2023 SCC Online SC 1382, exemption from the requirement of pre-institution mediation is granted.

8. The application stands disposed of.

I.A. 10215/2025 (under Section 151 of CPC read with Rule 19(2) and (3) of the Delhi High Court Intellectual Property Rights Division Rules, 2022, seeking to file documents in a sealed cover)

9. This application has been filed on behalf of the plaintiff under Section 151 of the Code of Civil Procedure, 1908 seeking permission to file documents in a sealed cover.

10. The plaintiff is granted permission to file the confidential data relating to the sales figures and sales volume of its product in a sealed cover.

11. The application is disposed of.

CS(COMM) 369/2025 & I.A. 10211/2025 (u/O-XXXIX Rules 1 & 2 of the CPC)

12. Let the plaint be registered as a suit.

13. Issue summons in the suit and notice in the present application.

14. Ms. Rajeshwari H., Advocate accepts summons in the suit and notice in the application on behalf of the defendants and waives issuance of formal summons.

15. Written statement to the suit and reply to the application shall be filed by the defendants within thirty (30) days from today. Along with the written



statement, the defendants shall also file affidavit of admission/denial of the documents of the plaintiff, without which the written statement shall not be taken on record.

16. Liberty is given to the plaintiff to file replication, if any, within thirty days from the receipt of the written statement. Along with the replication filed by the plaintiff, affidavit of admission/denial of the documents of the defendants be filed by the plaintiff.

17. Reply to the interim injunction application be filed within three (3) weeks. Rejoinder, if any, to the reply to the application filed by the defendants, shall be filed within three (3) weeks after the receipt of such reply.

18. The parties shall file all original documents in support of their respective claims along with their respective pleadings. In case parties are placing reliance on a document, which is not in their power and possession, its detail and source shall be mentioned in the list of reliance, which shall also be filed with the pleadings.

19. If any of the parties wish to seek inspection of any documents, the same shall be sought and given within the timelines.

20. List before the Joint Registrar on 25th July, 2025, for completion of service and pleadings.

21. List before the Court on 19th August, 2025.

AMIT BANSAL, J

APRIL 24, 2025

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