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

+ CS(COMM) 347/2024, I.A. 9522/2024, I.A. 9523/2024 & I.A.
41780/2024

HELSINN HEALTHCARE SA & ANR.

.....Plaintiffs

Through: Mr. Pravin Anand, Mr. Dhruv Anand
and Mrs. Udit Patro, Advs.
M: 9313399860

versus

HETERO HEALTHCARE LIMITED

.....Defendant

Through: Mr. G. Nataraj, Mr. Rahul Bhujbal
and Mr. A. Sindhuja, Advs.
M: 8939762665
Email: litigation@gnataraj

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

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12.12.2024

1. The matter is listed for hearing of I.A. 41780/2024.
2. Learned counsel appearing for the defendant submits that the plaintiffs have counted the period of delay from the date when the written statement of the defendant came on record.
3. Learned counsel appearing for the defendant submits that there are two sets of judgments. One set of judgments are to the effect that the period of filing the replication shall be counted from the date of receipt of the written statement. The other set of judgments are to the effect that the period of filing the replication shall be counted from the date when the written



statement comes on record.

4. Learned counsel appearing for the defendant submits that on account of the contradictory views of the learned Single Judges of this Court, the matter may need to be referred to a larger bench.

5. Accordingly, both the parties are directed to file their written submissions along with the judgments, they wish to rely upon, before the next date of hearing.

6. List for hearing of *I.A. 41780/2024* on 03rd March, 2025.

MINI PUSHKARNA, J

DECEMBER 12, 2024/kr