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

+ **CS(COMM) 347/2024 & I.A. 49247/2024**

HELSINN HEALTHCARE SA & ANR.

.....Plaintiffs

Through: Mr. Dhruv Anand, Ms. Udit Patro,
Ms. Nimrat Singh, Mr. Dhananjay
Khanna, Advocates (M:9870201041)

versus

HETERO HEALTHCARE LIMITED

.....Defendant

Through: Mr. Rahul Bhujbal, Adv.
(M: 8527855815)

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

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20.12.2024

I.A. 49247/2024 (Application for additional documents)

1. The present application has been filed on behalf of the plaintiffs under Order XI Rule 1(12) read with Section 151 of Code of Civil Procedure, 1908 ("CPC") seeking leave to file additional documents.
2. Learned counsel for the plaintiffs submits that in October, 2024, the plaintiffs came across certain promotional material for the impugned 'NETUPIN' product, and addressed a 'cease and desist' letter to the defendant on 30th October, 2024. The defendant, thereafter, sent a reply to the same on 03rd December, 2024, denying the allegations of the plaintiffs.
3. It is submitted that by way of the present application, the plaintiff wishes to place on record, subsequent correspondence exchanged between the parties, i.e., the letters dated 30th October, 2024 and 03rd December, 2024. It is submitted that these letters came into existence only after filing of



the suit.

4. Issue notice. Notice is accepted by learned counsel for the defendant, who submits that he has no objection to the present application.

5. Accordingly, the present application is allowed and the documents filed along with the present application, are directed to be taken on record.

6. With the aforesaid directions, the present application is disposed of.

CS(COMM) 347/2024

7. List on the date already fixed, i.e., 03rd March, 2025.

8. Interim orders to continue.

MINI PUSHKARNA, J

DECEMBER 20, 2024

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