



\$~1(OS) to 5(OS)

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **C.A.(COMM.IPD-PAT) 7/2021**

EMD MILLIPORE CORPORATIONAppellant

Through: Mr. Vineet Rohilla, Mr. Debashish Banerjee, Ms. Vaishali Joshi & Mr. Ankush Verma, Advs.

versus

ASSISTANT CONTROLLER OF
PATENTS AND DESIGNS

.....Respondent

Through: Mr. Harish Vaidhyanathan Shankar, CGSC with Mr. Srish Kumar Mishra, Mr. Alexander Mathai Paikaday & Mr. Sagar Mehlawat, Advs. (M:9810788606)
Mr. Adarsh Ramanujan, Ld. Amicus.

2(OS)

WITH

+ **C.A.(COMM.IPD-PAT) 13/2022**

SEQUENOM INC & ANR.Appellants

Through: Mr. Debashish Banerjee, Ms. Vaishali Joshi, Mr. Ankush Verma, Mr. Vineet Rohilla and, Advs. (M: 9810948290)

versus

THE CONTROLLER OF PATENTS

.....Respondent

Through: Mr. Harish Vaidhyanathan Shankar, CGSC with Mr. Srish Kumar Mishra, Mr. Alexander Mathai Paikaday & Mr. Sagar Mehlawat, Advs.
Mr. Adarsh Ramanujan, Ld. Amicus.

3(OS)

WITH

+ **C.A.(COMM.IPD-PAT) 221/2022**

THE UAB RESEARCH FOUNDATION AND ANR.....Appellants

Through: None.

versus

CONTROLLER GENERAL OF PATENTS
AND DESIGNS

.....Respondent

Through: Mr. Harish Vaidhyanathan Shankar, CGSC with Mr. Srish Kumar Mishra,



Mr. Alexander Mathai Paikaday &
Mr. Sagar Mehlawat, Advs.

4(OS)

+

WITH

C.A.(COMM.IPD-PAT) 448/2022

SEQUENOM, INC AND ANR.

.....Appellants

Through: Mr. Debashish Banerjee, Ms. Vaishali
Joshi, Mr. Ankush Verma, Mr. Vineet
Rohilla and, Advs. (M: 9810948290).

versus

THE CONTROLLER OF PATENTS

.....Respondent

Through: Mr Mukul Singh, CGSC with Ms Ira
Singh, Advs. (M: 9818117987)

5(OS)

+

AND

C.A.(COMM.IPD-PAT) 16/2023

NATERA INC AND ANR.

.....Appellants

Through: Ms. Vindhya S. Mani, Mr. Bhuvan
Malhotra, Mr. Devesh Aswal, Ms.
Surbhi Nautiyal, Ms. Harshita
Agarwal, Ms. Naina Gupta, Advs.
(M: 9717065125)

versus

THE ASSISTANT CONTROLLER OF PATENTS
AND DESIGNS

.....Respondent

Through: Ms. Arunima Dwivedi, CGSC.
(M:9971724716)
Mr Mukul Singh, CGSC with Ms Ira
Singh, Advs.
Mr. Adarsh Ramanujan, Ld. Amicus.

CORAM:

JUSTICE PRATHIBA M. SINGH

ORDER

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02.09.2024

1. This hearing has been done through hybrid mode.

C.A.(COMM.IPD-PAT) 221/2022

2. Insofar as **C.A.(COMM.IPD-PAT) 221/2022** is concerned, this matter
was tagged with the batch matters of appeals where the interpretation of



Section 3(i) of the Patents Act, 1970 (hereinafter, '*the Act*') was being considered by the Court.

3. However, both counsels for the parties submit today, that in this appeal the interpretation of Section 3(i) of the Act *qua* diagnostic methods would not arise.

4. Accordingly, ***C.A.(COMM.IPD-PAT) 221/2022*** is released from this batch.

5. List ***C.A.(COMM.IPD-PAT) 221/2022*** before the Roster Bench on 10th September, 2024.

C.A.(COMM.IPD-PAT) 7/2021

C.A.(COMM.IPD-PAT) 13/2022

C.A.(COMM.IPD-PAT) 448/2022

C.A.(COMM.IPD-PAT) 16/2023

6. Submissions on behalf of both parties in ***C.A.(COMM.IPD-PAT) 13/2022*** and ***C.A.(COMM.IPD-PAT) 448/2022*** have concluded.

7. List ***C.A.(COMM.IPD-PAT) 16/2023*** for hearing on 18th September, 2024.

PRATHIBA M. SINGH, J

SEPTEMBER 2, 2024

dj/bh