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

+ **CS(COMM) 271/2018 & I.A. 23635/2014**

SOCIETE DES PRODUITS NESTLE, S.A & ANR. Plaintiffs

Through: Mr. Manish Kumar Mishra, Ms. Akansha Singh and Mr. Srinivas Venkat Rangan, Advocates.

versus

MOHD ZAHID AND SONS & ORS Defendants

Through: Mr. Puneet Saini, Advocate for D-124.
Mr. Deepak Garg, Advocate for D-137. [M. 9871212610]
Mr. Saket Singh, Standing Counsel and Ms. Akanksha Kapoor, Advocate for State of Bihar.
Mr. Vikram Jetly, CGSC with Ms. Shreya Jetly, Advocate for Ministry of Health and Family Welfare.

CORAM:

HON'BLE MR. JUSTICE SANJEEV NARULA

ORDER

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29.05.2023

I.A. 6301/2023 (under Section 151 of the Code of Civil Procedure, 1908 on behalf of Defendant No. 123 for passing of decree)

1. Mr. Puneet Saini, counsel for Defendant No. 124, states that Defendant No. 124 is willing to suffer a decree in terms of paragraph No. 40 (a) to (c) of the plaint. As regards monetary reliefs, he states that the said Defendant does not have the means to pay more than Rs. 50,000/- to



Plaintiffs.

2. Mr. Manish Kumar Mishra, counsel for Plaintiffs, states that considering the huge volume of counterfeit products recovered from the premises of Defendant No. 124, the amount offered is inadequate and punitive damages should be awarded against Defendant No. 124. Nonetheless, he states that he will take instructions on this aspect in order to close the matter.

3. Mr. Deepak Garg, counsel for Defendant No. 137, states that copy of the suit paper-book has not been provided to him, to which Mr. Mishra states that the same shall be provided within a period of one week from today.

4. Re-notify on 13th September, 2023.

SANJEEV NARULA, J

MAY 29, 2023

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