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

+ LPA 706/2025

BIOLOGICAL E. LIMITEDAppellant
Through: Ms. Mishthi Dubey, Adv.

versus

MERCK SHARPE AND DOHME LLCRespondent
Through: Ms. Tusha Malhotra and Ms.
Sugandha Yadav, Adv.

CORAM:
HON'BLE MR. JUSTICE C. HARI SHANKAR
HON'BLE MR. JUSTICE OM PRAKASH SHUKLA

% **ORDER**
21.11.2025

CM APPL. 73141/2025 & CM APPL. 73142/2025 (Exemptions)

1. Exemptions allowed, subject to all just exceptions.
2. The applications stand disposed of.

CM APPL. 73140/2025 (seeking condonation of delay)

3. This application seeks condonation of delay of 23 days in filing appeal.
4. For the reasons stated in the application, the delay is condoned.
5. The application is allowed.



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6. Issue notice, returnable on 18 December 2025 for disposal in the supplementary list.

7. Notice is accepted on behalf of the respondents by Ms. Tusha Malhotra.

8. As this is an appeal, we dispense with the requirement of exchange of pleadings.

9. Both sides are directed to place on record short notes of their respective submissions not exceeding four pages each, with cross reference to relevant PDF page numbers, after exchanging copies with each other, along with duly indexed compilations of any judicial authorities on which they may seek to place reliance, at least a week in advance of the next date of hearing.

10. Re-notify on 18 December 2025 for disposal in the supplementary list.

CM APPL. 73139/2025 (Stay)

11. Issue notice.

12. Notice is accepted on behalf of the respondents by Ms. Tusha Malhotra.



13. Reply, if any, be filed within three weeks with advance copy to learned Counsel for the petitioner who may file rejoinder before the next date of hearing.

14. Re-notify on 18 December 2025 for disposal in the supplementary list.

C. HARI SHANKAR, J

OM PRAKASH SHUKLA, J

NOVEMBER 21, 2025/AR