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

+ O.M.P.(EFA)(COMM.) 6/2016

DAIICHI SANKYO COMPANY, LIMITEDDecree Holder

Through: Mr. Giriraj Subramaniam, Mr. Nabik
Syam, Ms. Saridhi Hota, Advs.

versus

MALVINDER MOHAN SINGH AND ORS.....Judgement Debtor

Through: Mr. Vaibhav Kakkar, Mr. Sanjeev Sharma,
Ms. Sanya Sud, Advs. for FORTIS
Mr. Atul Kumar and Mr. Abhimanyu
Sharma, Advs. for Applicant (Through
VC)
Mr. Aditya Dewan, Adv for JD 6 to JD 8
(Through VC)
Mr. Varun Garg, Adv for JD 1, 4 and 15
(Through VC)
Ms. Devina Sehgal Adv for JD 16-17 and
for RHC Healthcare Management Services
Pvt. Ltd. (Through VC)

CORAM:

JOINT REGISTRAR (JUDICIAL) MS. TYAGITA SINGH, (DHJS)

ORDER

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04.12.2024

Matter is taken up through physical hearing as well as video conferencing.

The matter has been listed before the undersigned for preparation of chart for Public Auction of the FORTIS Trademarks as mentioned in the 'Schedule of Properties', in terms of directions of the Hon'ble Court vide order dated 29.10.2024.



In terms of the order of the Hon'ble Court dated 29.10.2024, the proclamation of sale of Trademarks as mentioned in the 'Schedule of Properties annexed herewith, be issued as per the chart given below:-

S.No	Particulars	Date & Time
1	Date of sale (by Public Auction by Court Auctioneer)	21.12.2024 at 10.30 a.m. to 3.30 p.m.
2.	Date of Publication of Proclamation in newspaper "The Statesman" and "Navbharat Times"	On or before 13.12.2024
3	Proclamation to be displayed on the notice board of District Court as well as Delhi High Court.	On or before 13.12.2024.
4.	Deposit of earnest money with the Registrar General, Hon'ble Delhi High Court	19.12.2024.
5.	Filing of report	24.12.2024.

PROCLAMATION OF SALE
(Under Order XXI, Rule 66)

IN THE HIGH COURT OF DELHI AT NEW DELHI
(ORDINARY ORIGINAL CIVIL JURISDICTION)
O.M.P. (EFA) (COMM.) NO. 6 OF 2016

Daiichi Sankyo Company, Limited

...Decree Holder

Versus

Malvinder Mohan Singh &Ors.
Debtors

...Judgment

To,
The general public at large.

(1) Notice is hereby given that, under rule 64 of Order XXI of the Code of Civil Procedure, 1908, an order dated 29 October 2024



has been passed by this Court for the sale of the attached property mentioned in the annexed schedule, in satisfaction of the claim of the Decree Holder in the captioned execution proceedings, aggregating to INR 5,008,93,57,161.89 including interest as on 29 October 2024.

- (2) The sale of the attached property being the Fortis brand and allied trademarks as specified in the schedule will be held by public auction on **21 December 2024** between **10:30 AM** to **3:30 PM** at **Delhi International Arbitration Centre** and the liabilities and claims attaching to the said property, so far as they have been ascertained, are those specified in the schedule.
- (3) In the event, however, of the debt above specified and of the costs of the sale being tendered or paid by the Judgment Debtors, the sale will be stopped.
- (4) At the sale the public generally are invited to bid, either personally or by duly authorized agent. No bid by, or on behalf of, the Judgment Debtors, will be accepted, nor will any sale to them be valid.

Conditions of sale

- (a) The particulars specified in the schedule below have been stated to the best of the information of the Court, but the Court will not be answerable for any error, misstatement or omission in this proclamation.
- (b) The Scheduled Property shall be sold as a single lot.
- (c) The amount by which the biddings are to be increased shall be determined by the officer conducting the sale. In the event of any dispute arising as to the amount bid, or as to the bidder, the lot shall at once be again put up to auction.

In order to participate in the auction process, the bidders must submit INR 10,00,00,000 (Indian Rupees Ten Crore Only) towards Earnest Money Deposit (EMD). The last date of submission of EMD is **19 December 2024** and amount, as mentioned, shall be paid by a deposit of a demand draft in the name of the "Registrar






General, Delhi High Court” for the sum of Rs. 10 Crore. The said demand draft shall be deposited with the Hon’ble Registrar General on or before 19th December 2024.

- (d) In addition, the bidders must submit along with their EMD; a letter from a Banking Institution confirming that the bidders indeed have the funds for the entire bid amount, required to participate in the auction.
- (e) Upon the highest bid being finalized, the highest bidder shall deposit 25%, less EMD amount deposited, of the bid price by way of a bank draft/banker’s cheque in the name of “Registrar General, Delhi High Court” on the day being declared as highest bidder and, in any case, not later than two days therefrom. In default of such deposit the property shall forthwith be put up again for auction and resold.
- (f) The EMD amount of the unsuccessful bidders shall be returned to them.
- (g) The highest bidder shall deposit the balance bid amount with the Registry in the name of the “Registrar General, Delhi High Court” within 60 days from the finalization of the bid.
- (h) The highest bid for the property, as specified in the annexed schedule, shall be sent to the High Court of Delhi for confirmation and for vesting of such property in the purchaser under Order XXI Rule 81, i.e., the property mentioned in the annexed schedule, provided that he is legally qualified to bid.
- (i) For reasons recorded, it shall be in the discretion of the officer conducting the sale to adjourn it subject to the provisions of Rule 69 of Order XXI.
- (j) In default of payment of the balance purchase-money within the period allowed, the property shall be re-sold after the issue of a fresh notification of sale. The defaulting purchaser shall forfeit all claim to the property or to any part of the sum for which it may be subsequently sold. The deposit of the defaulting purchaser; after defraying the expenses of the sale, shall stand forfeited to the benefit of the Decree Holder.



Schedule of Property

Number of lot	Description of property to be sold, with the name of each owner where there are more Judgment Debtors than one	The revenue assessed upon the estate or part of the estate, if the property to be sold is an estate or a part of an estate paying revenue to Government.	Details of any encumbrances to which the property is liable	Claims, if any, which have been put forward to the property and any other known particulars bearing on its nature and value	The value of the property as stated by the Decree Holder	The value of the property as stated by the Judgment Debtors
One	<p>FORTIS Registered in the name of RHC Healthcare Management Services Private Limited in India through TM Registration No. 1347487 under Class 42</p>  <p>Registered in the name of RHC Healthcare Management Services Private Limited in India through TM Registration No. 1347488 under Class 42</p>  <p>Registered in the name of RHC Healthcare Management Services Private Limited in India through TM Registration No. 1467184 under Class 36, 42</p>  <p>Registered in the name of RHC Healthcare Management Services Private Limited in India through TM Registration No. 2173125 under Class 44</p>	Not Applicable	Nil	Nil	INR 191.5 Crores	Between INR 854 Crores to 1206 Crores



Registered in the name of RHC
Healthcare Management Services
Private Limited in India through
TM Registration No. 2173126
under Class 44

FORTIS

Registered in the name of RHC
Healthcare Management Services
Private Limited in India through
TM Registration No. 710071 under
Class 16

MEDFORT

Registered in the name of RHC
Healthcare Management Services
Private Limited in India through
TM Registration No. 2130265
under Class 44

**PARTNERING WEALTH
CREATION**

Registered in the name of RHC
Healthcare Management Services
Private Limited in India through
TM Registration No. 1551719
under Class 42, 36, 9, 16, 35



Registered in the name of RHC
Healthcare Management Services
Private Limited in India through
TM Registration No. 1551718
under Class 16, 9, 42, 36, 35

La Femme

Registered in the name of RHC
Healthcare Management Services
Private Limited in India through
TM Registration No. 2055158
under Class 44



LA FEMME

Registered in the name of RHC
Healthcare Management Services
Private Limited in India through
TM Registration No. 2055159
under Class 44

Registered in the name of RHC
Healthcare Management Services
Private Limited in India through
TM Registration No. 1752569
under Class 42, 44

Registered in the name of RHC
Healthcare Management Services
Private Limited in India through
TM Registration No. 1752571
under Class 42, 44

Registered in the name of RHC
Healthcare Management Services
Private Limited in India through
TM Registration No. 1752570
under Class 42, 44

**HEALING THE WORLD, ONE
HEART AT A TIME.**

Registered in the name of RHC
Healthcare Management Services
Private Limited in India through
TM Registration No. 1625267
under Class 42, 43, 44, 45

CENTRE FOR WOMEN

Registered in the name of RHC
Healthcare Management Services
Private Limited in India through
TM Registration No. 1642317



under Class 44

YOUR CARING HOSPITAL
Registered in the name of Fortis
Healthcare Holdings Private
Limited in India through TM
Registration No. 1642318 under
Class 44

HOSPOTEL
Registered in the name of Fortis
Healthcare Holdings Private
Limited in India through TM
Registration No. 1623572 under
Class 44



Registered in the name of RHC
Healthcare Management Services
Private Limited in India through
TM Registration No. 152845,
T10/16015C, 67554, 301827342
under Class 42



Registered in the name of RHC
Healthcare Management Services
Private Limited in India through
TM Registration No. 200806 under
Class 44



Registered in the name of RHC
Healthcare Management Services
Private Limited in India through
TM Registration No. 221153 under
Class 42, 43, 44.

*Note: RHC Holding Pvt. Ltd.
(Judgment Debtor No. 19) was the
original owner and proprietor of
Fortis Trademarks.*

*However, by way of Assignment
Deed dated 01November 2017,
RHC Holding Pvt. Ltd. (Judgment
Debtor No. 19) assigned the Fortis
Trademarks to its wholly owned
subsidiary, RHC Healthcare
Management Services Private
Limited, which is the present owner*



	<i>and proprietor of the Fortis Trademarks.</i>					
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The parties and Court Auctioneer shall remain bound by the Proclamation of Sale as approved by this Court.

Copy of this Order be sent to Nazarat Branch, Tis Hazari Courts for appointment of Court Auctioneer for public auction of the abovesaid scheduled properties, as per rules. Steps be taken by the Decree Holder as per this order within one week. Copy of Order be given Dasti to Decree Holder.

The Court Auctioneer shall file report of entire proceedings of auction on or before next date of hearing. Be fixed for filing of report on 24.12.2024.

**TYAGITA SINGH, (DHJS),
JOINT REGISTRAR (JUDICIAL)**

DECEMBER 4, 2024/sm