

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION  
IN ITS COMMERCIAL DIVISION**

**INTERIM APPLICATION (L) NO. 22127 OF 2024  
IN  
COMMERCIAL IP SUIT NO. 21 OF 2024  
WITH  
COMMERCIAL IP SUIT NO. 21 OF 2024**

Unispeed Pharmaceuticals Pvt. Ltd. ... Applicant  
Versus  
Franco-Indian Pharmaceuticals Pvt. Ltd. ... Defendant

**WITH  
INTERIM APPLICATION (L) NO. 3934 OF 2024  
IN  
INTERIM APPLICATION (L) NO. 15886 OF 2023  
WITH  
INTERIM APPLICATION (L) NO. 15886 OF 2023  
WITH  
INTERIM APPLICATION (L) NO. 4063 OF 2024  
IN  
INTERIM APPLICATION (L) NO. 15539 OF 2023  
WITH  
INTERIM APPLICATION (L) NO. 4272 OF 2024  
IN  
INTERIM APPLICATION (L) NO. 30842 OF 2023  
WITH  
INTERIM APPLICATION (L) NO. 11539 OF 2023  
IN  
COMMERCIAL IP SUIT NO. 193 OF 2023  
WITH  
COMMERCIAL IP SUIT NO. 285 OF 2023  
WITH  
LEAVE PETITION (L) NO. 15830 OF 2023  
AND  
COURT RECEIVER REPORT NO. 244 OF 2023  
AND**

**INTERIM APPLICATION (L) NO. 3219 OF 2023  
AND  
INTERIM APPLICATION (L) NO. 26960 OF 2023  
IN  
COMMERCIAL IP SUIT NO. 285 OF 2023  
WITH  
LEAVE PETITION (L) NO. 30835 OF 2023  
AND  
INTERIM APPLICATION (L) NO. 34140 OF 2023  
AND  
INTERIM APPLICATION (L) NO. 30842 OF 2023  
AND  
COURT RECEIVER REPORT NO. 495 OF 2023  
IN  
COMMERCIAL IP SUIT NO. 21 OF 2024**

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Mr. Amit Jamsandekar a/w Mr. Kiran Mehta and Ms. Archita Gharat and Mr. Vighnesh Kamat i/by Mr. Kiran J. Mehta for the Plaintiff.

Mr. Ashok Singh a/w Pravin Singh and Sameer Bothre i/by Ashok Singh for Defendant No.1 in COMIP/285/2023.

Mr. Rashmin Khandekar a/w Sanjay Jain, Karishni Khanna, Atmaram Patade, Shikha Raniwala and Aditya Patil i/by Atmaram Patade for Defendant No.2 in COMIP/21/2024.

Mr. Shyam Kapadia a/w Sanjay Jain, Atmaram Patade, Sikha Raniwala and Aditya Patil i/by Atmaram Patade for Defendant No.2 in COMIP/285/2024.

Ms. Bhavi Gada (through V.C.) i/by Pooja Jain for Respondent Nos.1 and 2 in IAL/11539/2023 and IAL/4063/2024.

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**CORAM: MANISH PITALE, J.  
DATE : 30<sup>th</sup> JANUARY 2025**

**P.C. :**

. During the course of hearing on these applications, it came to light that in the applications filed under Order XXXIX Rule 2A

of the Civil Procedure Code, 1908 (CPC) on behalf of the plaintiff in the three suits, reply affidavits have not been served upon the plaintiff. The defendants are directed to serve the said replies on the plaintiff by 3<sup>rd</sup> February 2025.

2. The plaintiff has made serious allegations against the manufacturer i.e. defendant No.2 in the three suits, about having allegedly repeatedly violated the directions of this Court with impunity. This is a serious allegation in the matter.

3. Respondent No.3 is permitted to file reply affidavit, after serving advance copy on the plaintiff, in Interim Application (Lodging) No. 4063 of 2023, on or before 4<sup>th</sup> February 2025. Respondent Nos.1 and 2 are also permitted to file their reply affidavits in the said aforesaid application, on or before 4<sup>th</sup> February 2025.

4. List on 5<sup>th</sup> February 2025, for directions, so that the status of service and filing of pleadings is sorted out by the Advocates in coordination with the Registry of this Court.

5. List all pending applications on the next date of listing.

6. On the next date of listing, Mr. Satish Kumar, Managing Director of defendant No.2-Unispeed Pharmaceuticals Pvt. Ltd., shall remain present in this Court.

**MANISH PITALE, J.**