

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

**WRIT PETITION NO. 2728 OF 2017**

Merck Limited and anr. ... Petitioners

Versus

Union of India and Anr. ... Respondents

Mr. Navroz Seervai, Sr. counsel a/w Gulnar Mistry and Rihal Kazi  
i/by M & M Legal Ventures for the Petitioners.

None for the respondent State.

**CORAM : B.P. DHARMADHIKARI &**  
**SMT ANUJA PRABHUDESSAI, JJ.**  
**DATE : FEBRUARY 13, 2019**

**P.C.:**

On 14/06/2018 time was given to the respondents to obtain instructions. Matter was then placed on 21/11/2018 and came to be adjourned.

2. Today there is no appearance for the respondents. The grievance of the petitioner manufacturer is in view of the policy which resulted in reducing the MRP in batch of medicines under production and to be released after coming into force of reduced MRP, Labels with the reduced MRP have been used and that reduced MRP and stray sample from the earlier batch carrying

more MRP (then prevailing) demand has been raised. Total demand is of Rs.75,65,917/-.

3. In this situation, we grant last opportunity to the respondents and list the matter on 06/03/2019.

**(SMT. ANUJA PRABHUDESSAI, J.)**

**(B.P. DHARMADHIKARI, J.)**