

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

CHAMBER SUMMONS NO. 68 OF 2019
IN
WRIT PETITION NO. 2728 OF 2017

Merck Specialties Private Limited	..Applicant
IN THE MATTER BETWEEN :	
Merck Limited And Anr	...Petitioners
<i>Versus</i>	
Union Of India	
and another	..Respondents

.....

WITH
WRIT PETITION NO. 2728 OF 2017

....

Mr. Navroj Seervai, Senior Advocate a/w. Ms. Gulnar Mistry, Mr. Aniket Katre,
Ms. Purva Buch i/b. M & M Legal Ventures, Advocate for the Applicant.
Mr. Advait M. Sethna a/w. Mr. D.P. Singh, Advocate for Respondent Nos.1 & 2.

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**CORAM : K.K. TATED &
SARANG V. KOTWAL, JJ.**
DATE : 06th JANUARY, 2020

P.C.

1. Heard learned Senior Counsel Mr. Navroj Seervai for the applicant and learned Counsel Mr. Advait Sethna for the respondents.
2. By this Chamber Summons, the applicant is seeking permission to carry out amendment in the Writ Petition as per Schedule 'A' to the Chamber Summons.
3. Considering the submissions made by learned Senior Counsel for the applicant and the averments made in the affidavit in support of the Chamber Summons, we are satisfied that the applicant has made out a case for allowing this Chamber Summons.

4. At the same time, learned Senior Counsel Mr. Navroj Seervai appearing for the applicant submits that he has received instructions to make a statement before this Court that they do not want to file any rejoinder in Writ Petition No.2728/2017. Statement is accepted.

5. Hence, the following order is passed :

i. Chamber Summons is allowed in terms of prayer clause (a), which reads thus :

“(a) this Hon’ble Court be pleased to allow the Petitioners to carry out amendments in the proceedings of the above Writ Petition as per the Schedule “A” annexed hereto;”

ii. Amendment to be carried out on or before 24.1.2020.

iii. If amendment is carried out within time, the appellant is directed to serve the amended copy on the respondents immediately thereafter and file affidavit of service to that effect.

iv. Matter to appear on board on 10.2.2020.

v. Interim protection granted by this Court by order dated 06.03.2019 to continue till next date.

(SARANG V. KOTWAL, J.)

(K.K. TATED, J.)