



M/s VADSP Pharmaceuticals & ors. vs. Union of India.

Cr.MMO No. 304 of 2022.

28.04.2022 Present: Mr. Anand Sharma, Senior Advocate with Mr. Jagat Ram, Advocate, for the petitioners.

Mr. Shashi Shirshoo, Central Government Standing Counsel, for respondent/UOI.

Cr.MMO No. 304 of 2022

Notice. Mr. Shashi Shirshoo, learned Central Government Standing Counsel waives service and accepts notice on behalf of the respondent and seeks time to have instructions/to file reply. Instructions/reply be obtained/filed within three weeks.

List for consideration on 27<sup>th</sup> May, 2022.

Cr.MP No. 1067 of 2022

Notice in the aforesaid terms.

Learned counsel appearing for the petitioners submits that petitioners No. 2 and 3 are partners of petitioner No. 1-Firm who have set up an Unit for manufacturing medicines. It has further been submitted that medicines reported to be sub-standard by the chemical laboratory have been manufactured by employees of the petitioner No. 1-Firm who are expert persons engaged by Firm for that purpose and, therefore, petitioners No. 2 and 3 are not responsible for sub-standard manufacturing of the medicines by those persons rather those expert persons are accountable for that, and, therefore, prayer has been made to stay the proceedings pending in the Court wherein petitioners have been summoned for 7.5.2022.

I am of the considered opinion that owners of the Unit who have set-up the unit for manufacturing of the drugs are also responsible for manufacturing of sub-standard medicines.



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At this stage, learned counsel for the petitioner submits that this application may be taken up for consideration on the next date of hearing. His prayer is accepted.

Reply to the application, as prayed, be filed within three weeks.

List for consideration alongwith the main petition on the next date of hearing.

Petitioners shall attend the Court on the next date of hearing in the trial Court, however, no adverse order shall be passed against him.

Cr.MP No. 1068 of 2022

The application is allowed and the petitioner is exempted from filing the translated/typed/legible copies of the documents in issue at this stage, subject to filing of the same within seven days as and when directed to do so. Application is disposed of.

April 28, 2022  
(PK)

(Vivek Singh Thakur),  
Judge.