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SLP(C)No. 1567-1568 OF 2002
ITEM No.61

Court No. 1

SECTION XIA
A/N MATTER

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No.1567-1568/2002
(From the judgement and order dated 21/12/2001 in CMP 62290/01 in
OP 37990/01 and CMP 22540/98 in OP 12883/98 of the High Court of
Kerala at Ernakulam)

T.A. MAJEED

Petitioner (s)

VERSUS

PEOPLE'S UNION FOR CIVIL LIBERTIES & ORS

Respondent (s)

(With prayer for interim relief and office report)
(with appln.(s) for intervention/impleadment)

Date : 11/03/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. KIRPAL
HON'BLE MR. JUSTICE D.M. DHARMADHIKARI

For Petitioner (s) Mr. F S Nariman, Sr. Adv.
Mr. E.M.S. Anam and Mr. Fazlin Anam, Advs.

For Respondent (s) Mr. Rajinder Sachar, Sr. Adv.
Mr. Sanjay Parikh, Mr. Abinash K Misra and
Mr. R R Chandrachud, Advs.

Mr. P Parmeswaran, Adv.(NP)

Mr. Ramesh Babu M.R., Adv.

For Applicant (s)
in IAs 7-8 Mr. Ranjit Kumar, Sr. Adv.
Ms. Asha G Nair, Adv.
in IAs 3-4 & 5-6 Mr. Anand Grover, Adv.
Mr. Bharat Sangal, Adv.

UPON hearing counsel the Court made the following
O R D E R

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I.A. Nos. 3-4, 5-6 and 7-8 for
intervention/impleadment are allowed.

Heard Mr. F S Nariman, Mr. Rajinder Sachar, Mr.
Anand Grover and Mr. Ranjit Kumar from 12.45 P.M. to
1.15 P.M.

Special leave granted.

The appeals are disposed of in the terms of the
signed order.

(D.P. WALIA)
Court Master

(S.L. GOYAL)
Court Master

(Signed Order is placed on the file)

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. 2051-2052 OF 2002@@
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[arising out of SLP(C) Nos. 1567-1568 of 2002]

T.A. Majeed ..Appellant(s)

vs.

People's Union for Civil Liberties
& Ors. ..Respondent(s)

O R D E R@@
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Special leave granted.

After hearing the counsel for the parties, we are of the opinion that the blanket order of stay passed by the High Court was uncalled for. The Drug Controller & Licensing Authority, Kerala State had passed an order on 6.9.1997 cancelling the manufacturing licence dated 23.3.1993 partially in respect of the drug 'Immuno-QR' (in all dosage forms). We direct that pending hearing of the cases before the High Court, the said order of the Drug Controller partially cancelling the manufacturing licence dated 23.3.1993 in respect of the drug 'Immuno-QR' shall remain operative, but this is subject to any further orders which may be passed by the High Court.

The appellant herein is directed to file his counter affidavit in the High Court within one week. The High Court should expedite the hearing.

These appeals are disposed of in the aforesaid terms.

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.....J.
(B.N. KIRPAL)

New Delhi;
March 11, 2002.

.....J.
(D.M. DHARMADHIKARI)