

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(s). 9218 OF 2003

UNION OF INDIA

Appellant (s)

VERSUS

K.S. GOPINATH AND OTHERS

Respondent(s)

WITH

Civil Appeal NO. 9219 of 2003

Civil Appeal NO. 9220 of 2003

O R D E R

These appeals are directed against order dated

12.11.2002 passed by the Division Bench of the Karnataka High

Court, the operative portion of which reads thus:

"Accordingly, the respondents are directed to consider and formulate appropriate criteria so as to ensure that essential and life saving drugs to not fall out of price control and are further directed to review drugs which are essential and life saving in nature in consultation with the Ministry of Health and family Welfare. Until a list of essential and life saving drugs is prepared and such essential drugs are brought into the basket of essential drugs under price control taking into account other relevant factors as discussed above. Till such exercise is taken by the authorities concerned as stated above, the respondents are directed not to implement the impugned PP.2002 dated 15.2.2002 (annexure G) in so far as it relates to formulation of price control mechanism."

Shri Keshav Dayal, learned senior counsel appearing

for the Union of India, on the basis of instructions given to

him, made a statement that the Central Government has not

implemented and is not going to implement the 2002 Policy and a

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new policy is being framed.

In view of the statement of the learned senior counsel representing the Union of India, the appeals are disposed of as infructuous.

.....J.  
(G.S. SINGHVI)

.....J.  
(ASOK KUMAR GANGULY)

NEW DELHI,  
MARCH 31, 2011.

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ITEM NO.109/1

COURT NO.11

SECTION IVA

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

CIVIL APPEAL NO(s). 9218 OF 2003

UNION OF INDIA

Appellant (s)

VERSUS

K.S. GOPINATH & ORS.

Respondent(s)

(With office report )

WITH  
Civil Appeal NO. 9219 of 2003  
(With office report)  
Civil Appeal NO. 9220 of 2003  
(With office report)

Date: 31/03/2011 These Appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI  
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Appellant(s) Mr. Keshav Dayal, Sr.Adv.  
Mr. Sanjay Kumar Singh, Adv.  
[for Union of India]

Mr. Ankur Saigal, Adv.  
Mr. Abhay Anand Jena, Adv.

For Respondent(s) Mr. S. Ganesh, Sr.Adv.  
Ms. Binu Tamta, Adv.

UPON hearing counsel the Court made the following

O R D E R

In terms of signed order and in view of the  
statement of the learned senior counsel representing  
the Union of India, the appeals are disposed of as  
infructuous.

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(A.D. Sharma) (Phoolan Wati Arora)  
Court Master Court Master  
(Signed Order is placed on the file)

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ITEM NO.109(2)

COURT NO.11

SECTION PIL

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS  
WRIT PETITION (CIVIL) NO(s). 423 OF 2003

ALL INDIA DRUG ACTION NETWORK AND ORS. Petitioner(s)

VERSUS

UNION OF INDIA AND ORS. Respondent(s)

(With appln(s) for permission to submit additional document(s) and  
permission to file additional affidavit)

Date: 31/03/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI  
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s) Mr.Colin Gonsalves, Sr.Adv.  
Mr.Tariq Abeed, Adv.  
Ms.Jyoti Mendiratta,Adv.

For Respondent(s) Mr.Keshav Dayal, Sr.Adv.  
Mrs.Rekha Sharma, Adv.  
Mr.S.K.Singh, Adv.

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

Heard Shri Colin Gonsalves, learned counsel for the  
petitioner. Arguments remained inconclusive. List on 05.04.2011  
for further hearing.

Keeping in view the importance of the issues raised in the  
writ petition, we request the learned Solicitor General to assist  
the Court.

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(Satish K.Yadav) (Phoolan Wati Arora)  
Court Master Court Master