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ITEM NO.101

COURT NO.6

SECTION IX

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). 4785/2000

CADILA LABORATORIES LTD. & ORS.

Appellant(s)

VERSUS

UNION OF INDIA

Respondent(s)

Date : 21/02/2017 This appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE PINAKI CHANDRA GHOSE

HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Appellant(s) Mr. S. Ganesh, Sr. Adv.

Mr. Bijal Chatrapati, Adv.

Mr. Bhargava V. Desai, AOR

Ms. Akriti Dewan, Adv.

For Respondent(s) Mr. Rana Mukherjee, Sr. Adv.

Mr. Wasim A Quadri, Adv.

Mr. Prateek Jain, Adv.

Ms. Sadhna Sandhu, Adv.

Mr. G.S. Makker, AOR

Mr. D. S. Mahra, AOR

Mr. Shreekant N. Terdal, AOR

Mr. Mukesh Kumar Maroria, AOR

UPON hearing the counsel the Court made the following

O R D E R

We have heard Mr. S. Ganesh, learned senior counsel appearing for the appellants at length. During the course of hearing, Mr. S. Ganesh, learned senior counsel has handed over a revised note on Computation, after serving a copy to the otherside, which is taken on record.

Mr. Rana Mukherjee, learned senior counsel appearing for the Union of India seeks some time to verify the correctness of the computation.

2

In view of the submission made, liberty is granted to the learned senior counsel for the respondent to give his response to the appellant's computation, and serve a copy to the otherside, before the next date of hearing, after taking into account the parameters which have been specifically laid down by the Committee in its report and also taking into account the following aspects:
i) The Committee has specifically recommended in its report that the impugned demand which was worked out by adding 100% to the quantity of bulk drug should be reduced to 25% and
ii) the price, which has been specifically mentioned in a circular and accepted by the Committee from 1979-1981 (BICP price); and from 1981 onwards the notified price.

As prayed, list on Thursday, the 2 nd March, 2017.

(R. NATARAJAN)

(SNEH LATA SHARMA)

Court Master

Court Master