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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 321/2019 & CM APPL. 1529/2019**

RECKITT BENCKISER INDIA PRIVATE LIMITED AND ORS.

..... Petitioners

Through: Mr. R. Jawahar Lal, Mr.Siddharth
Bawa, Mr.Anuj Garg and Mr. Mohit
Sharma, Advocates

versus

UNION OF INDIA AND ANR. Respondents

Through: Mr. Kirtiman Singh, Ms. Manmeet
Kaur Sareen and Ms. Vidhi Jain and
Mr. Waize Ali Noor, Advocates

+ **W.P.(C) 502/2019 & CM APPL. 2375/2019**

MAGNET LABS PVT. LTD. Petitioner

Through: Mr. R. Jawahar Lal, Mr.Siddharth
Bawa, Mr.Anuj Garg and Mr. Mohit
Sharma, Advocates

versus

UNION OF INDIA AND ANR. Respondents

Through: Mr. Kirtiman Singh, Ms. Manmeet
Kaur Sareen and Ms. Vidhi Jain and
Mr. Waize Ali Noor, Advocates

+ **W.P.(C) 505/2019 & CM APPL. 2385/2019**

MANKIND PHARMA LIMITED & ANR Petitioners

Through: Mr. R. Jawahar Lal, Mr.Siddharth
Bawa, Mr.Anuj Garg and Mr. Mohit
Sharma, Advocates

versus



UNION OF INDIA & ANR

..... Respondents

Through: Mr. Kirtiman Singh, Ms. Manmeet
Kaur Sareen and Ms. Vidhi Jain and
Mr. Waize Ali Noor, Advocates

+ **W.P.(C) 985/2019 & CM APPL. 4412/2019**

ASSOCIATION OF MANUFACTURERS OF AYURVEDIC
MEDICINE

..... Petitioner

Through: Mr. R. Jawahar Lal, Mr.Siddharth
Bawa, Mr.Anuj Garg and Mr. Mohit
Sharma, Advocates

versus

UNION OF INDIA AND ANR.

..... Respondents

Through: Mr. Kirtiman Singh, Ms. Manmeet
Kaur Sareen and Ms. Vidhi Jain and
Mr. Waize Ali Noor, Advocates

+ **W.P.(C) 5755/2020 & CM APPL. 20805/2020**

PERFETTI VAN MELLE INDIA PRIVATE LIMITED..... Petitioner

Through: Mr. R. Jawahar Lal, Mr.Siddharth
Bawa, Mr.Anuj Garg and Mr. Mohit
Sharma, Advocates

versus

UNION OF INDIA

..... Respondent

Through: Mr. Kirtiman Singh, Ms. Manmeet
Kaur Sareen and Ms. Vidhi Jain and
Mr. Waize Ali Noor, Advocates

+ **W.P.(C) 15712/2022 & CM APPL. 48899-48900/2022**

KAMA AYURVEDA PRIVATE LIMITED Petitioner

Through: Mr. R. Jawahar Lal, Mr.Siddharth
Bawa, Mr.Anuj Garg and Mr. Mohit
Sharma, Advocates

versus



UNION OF INDIA THROUGH THE SECRETARY TO THE
GOVERNMENT & ANR. Respondents

Through: Mr. Kirtiman Singh, Ms. Manmeet
Kaur Sareen and Ms. Vidhi Jain and
Mr. Waize Ali Noor, Advocates

CORAM:

HON'BLE MR. JUSTICE MANMOHAN

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

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01.05.2023

1. On 16th February, 2023, Mr. P.Chidambaram, learned senior counsel for the petitioners had stated that the petitioners shall be satisfied in the event Rule 170 and Form 26 E4 were re-examined by the respondents.
2. Today, Mr. Kirtiman Singh, learned counsel for the Union of India on instructions states that the writ petitions of the AYUSH stakeholders regarding Rule 170 of the Drugs and Cosmetics Rules, 1945 will be placed before the Ayurvedic, Siddha and Unani Drugs Technical Advisory Board (ASUDTAB) for reconsideration.
3. The statements made by learned counsel for the parties are accepted by this Court and the parties are held bound by the same.
4. With a view to balance the equities, this Court directs that any decision taken by the Union of India in pursuance to the decision of the ASUDTAB shall not be implemented for a period of four weeks from the date of its communication to the learned counsel for the petitioners. It is clarified that in the interregnum, the interim arrangement made by this Court shall continue.
5. With the aforesaid direction, the present batch of writ petitions stand disposed of. It is clarified that, in the event, the petitioners are aggrieved by



the decision taken by the Union of India and/or ASUDTAB, the petitioners shall be at liberty to challenge the same even on the grounds mentioned in the writ petitions.

MANMOHAN, J

SAURABH BANERJEE, J

MAY 1, 2023
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