

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 (C) No(s). 4948/2020

(Arising out of impugned final judgment and order dated 09-01-2020 in EFAOS No. 25/2019 passed by the High Court Of Delhi At New Delhi)

BRAWN LABORATORIES LTD. Petitioner(s)

VERSUS

FITTYDENT INTERNATIONAL GMBH Respondent(s)

Date : 23-04-2024 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ABHAY S. OKA
HON'BLE MR. JUSTICE UJJAL BHUYAN

For Petitioner(s) Mr. Mareesh Pravir Sahay, AOR
Ms. Garima Gupta, Adv.
Ms. Awanitika, Adv.
Mr. Sachin Kharb, Adv.

For Respondent(s)

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

Having heard the learned counsel appearing for the petitioner at some length, we agree with the view taken by the learned Single Judge of the High Court that there was no question of testing the *bona fides* of the transaction. As far as the finding recorded by the learned Single Judge regarding misusing the process of law is concerned, the Division Bench has held in favour of the present petitioner.

In the said circumstances, we find no error in the direction issued in terms of paragraph 13 of the impugned judgment.

Hence, the Special Leave Petition stands dismissed.

Pending application(s), if any, shall stand disposed of.

(VARSHA MENDIRATTA)
COURT MASTER (SH)

(AVGV RAMU)
COURT MASTER (NSH)