

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE V.G.ARUN

Friday, the 16<sup>th</sup> day of September 2022 / 25th Bhadra, 1944

WP(C) NO. 18999 OF 2022

PETITIONER:

SMT.X

RESIDENT OF ERNAKULAM (NAME OF PETITIONER SUBSTITUTED)

"IN RE EXORBITANT PRICING OF LIFE SAVING PATENDED MEDICINES"

[IS SUBSTITUTED AS PER ORDER DATED 16.09.2022.]

RESPONDENTS:

1. UNION OF INDIA, REPRESENTED BY SECRETARY, MINISTRY OF HEALTH AND FAMILY WELFARE, GOVERNMENT OF INDIA, ROOM NO. 348; 'A' WING, NIRMAN BHAVAN, NEW DELHI-110011
2. SECRETARY, DEPARTMENT OF PHARMACEUTICALS, MINISTRY OF CHEMICALS AND FERTILIZERS, GOVERNMENT OF INDIA, 236A, A- WING, 2ND FLOOR, SHASTRI BHAWAN, DR. RAJENDRA PRASAD ROAD, NEW DELHI - 110001
3. SECRETARY, DEPARTMENT FOR PROMOTION OF INDUSTRY AND INTERNAL TRADE (DPIIT) UDYOG BHAWAN, NEW DELHI - 110011
4. SECRETARY, MINISTRY OF WOMEN AND CHILD DEVELOPMENT, SHASTRI BHAWAN, DR. RAJENDRA PRASAD ROAD, NEW DELHI - 110001
5. CONTROLLER GENERAL OF PATENTS, DESIGNS AND TRADE MARKS, PATENT OFFICE KOLKATA, BOUDHIK Sampada Bhawan, CP-2 SECTOR V, SALT LAKE CITY, KOLKATA - 700091
6. INDIAN COUNCIL OF MEDICAL RESEARCH, REPRESENTED BY DIRECTOR GENERAL, ANSARI NAGAR, NEW DELHI - 110029
7. ADV.RAHUL BAJAJ, 001, SARVAPRIYA VIHAR APARTMENTS, NEW DELHI - 110016.( ADDITIONAL R7 IS IMPEADED AS PER ORDER DATED 02.09.2022 IN I.A.1/2022 IN WP(C)18999/2022).

Writ petition (civil) praying inter alia that in the circumstances stated in the affidavit filed along with the WP(C) the High Court be pleased to direct the 3rd respondent to consider and pass orders on Ext.P25 representation within a timeframe to be fixed by this Hon'ble Court.

This petition again coming on for admission upon perusing the petition and the affidavit filed in support of WP(C) and this Court's order dated 02.09.2022 and upon hearing the arguments of SRI.MAITREYI SACHIDANANDA HEGDE, Advocate for the former petitioner and appointed as Amicus Curiae, the court passed the following:

**V.G.ARUN, J.**

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**W.P.(C).No.18999 of 2022**

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**Dated this the 16<sup>th</sup> day of September, 2022**

**ORDER**

Learned Counsel for the petitioner reports that the petitioner has succumbed to her illness and submits that the noble cause espoused by the petitioner should not go in vain.

I am also of the considered opinion that the unfortunate death should not result in the cause espoused through this writ petition being rendered infructuous. Therefore, this writ petition shall continue on the board of this Court, as a matter in which this Court has taken *suo motu* cognizance on the issue of exorbitant pricing of life saving patented medicines.

Adv. Maitreyi Sachidananda Hegde is appointed as Amicus Curiae to assist the Court.

Registry is directed to substitute the petitioner's name as "*In Re Exorbitant Pricing of Life Saving Patented Medicines*".

Post on 29.09.2022.

Sd/-

**V.G.ARUN  
JUDGE**

NB/16-9  
H/O