

Date : July 31, 2015

Ms. Dhara Barot
Assistant Manager,
BSE Limited
PJ Towers,
Dalal Street
Mumbai – 400 001

Madam,

**Sub: News article titled “High Court rejects AstraZeneca’s diabetes drug plea”
in The Economic Times – Mumbai Edition on 30th July 2015**

We would like to refer to your e-mail dated July 30, 2015 seeking clarification from the Company on the captioned news article which appeared in ‘The Economic Times, Edition – Mumbai dated 30th July 2015’.

We would like to clarify with you that the said news article contains inaccurate reporting, which is not in line with the Order dated July 29, 2015 passed by the Delhi High Court.

Please find attached herewith a copy of the Order dated July 29, 2015 passed by the Delhi High Court, wherein it is stated that Lee Pharma has agreed, and the Court has ordered, that Lee Pharma **“shall not infringe the patent** of the plaintiffs and they have also no intention to launch the impugned products in the market’ directly or indirectly, and they will also not export the same’.” The Court further noted that Lee Pharma is bound by Order of the Court to abide by this direction.

The Court also clarified “that the petition filed by the defendants for compulsory license shall be decided by the Controller in accordance with law.”

The Company has full confidence in and intends to vigorously defend and enforce its intellectual property protecting Saxagliptin.

This is for your information.

Thanking you,

For AstraZeneca Pharma India Limited



Anantha Murthy N
Legal Counsel & Company Secretary

\$~45

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

+ **CS(OS) 2197/2015**

ASTRAZENECA AB & ANR

..... Plaintiffs

Through

Mr.Pravin Anand, Adv. with
Mr.Nishchal Anand, Mr.Aman
Tangui & Ms. D. Neha Reddy, Adv.

versus

MR A V REDDY & ANR

..... Defendants

Through

Ms.Rajeshwari H., Adv. with
Ms.Aparna Gaur, Adv.

CORAM:

HON'BLE MR. JUSTICE MANMOHAN SINGH

ORDER

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29.07.2015

I.A. No.15108/2015 (exemption)

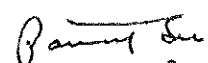
Exemption allowed, subject to just exceptions.

The application is disposed of.

CS(OS) No.2197/2015 & I.A. No.15107/2015 (u/o XXXIX R.1 & 2 CPC)

Let the plaint be registered as a suit.

Today, the plaintiffs have also filed the affidavit of Mr.Pankaj Jain, in which it is deposed that the defendant has not launched the impugned products in the market. As per plaintiffs' information, the defendants have applied for manufacturing licence for 'Saxagliptin products' in various dosages and form on 13th May, 2015 in the office of Drugs Controller, Administration, Telangana. The said licence has not yet been granted to the defendants. The said affidavit is taken on the record.


Court Master 30.7.15
Delhi High Court

The plaintiffs have filed the suit for permanent injunction restraining for infringement of patent No.206543. The suit is filed against two parties. There is no caveat. However, summons in the suit and notice in the application are accepted by the learned counsel appearing on behalf of the defendants who has filed the scanned copy of the *vakalatnama* which is duly signed by the counsel.

Learned counsel for the defendants has also filed the scanned copy of the affidavit of the defendant. She has made the statement that the defendants have applied for compulsory licence before the Controller of Patents on 29th June, 2015 and till the said petition is finally decided, the defendants shall not infringe the patent of the plaintiffs and they have also no intention to launch the impugned products in the market, directly or indirectly, and they will also not export the same. She further submits that the defendants are bound by the said undertaking. The affidavit of undertaking is accepted.

Let the written statement and reply be filed within four weeks. Replication and rejoinder, if any, be filed within four weeks thereafter.

List on 8th October, 2015. It is clarified that the petition filed by the defendants for compulsory licence shall be decided by the Controller in accordance with law.

Copy of this order be given *dasti* to the learned counsel for both the parties, under the signatures of the Court Master.

JULY 29, 2015/vp

sd/-
MANMOHAN SINGH, J.
True Copy
Court Master
Delhi High Court
New Delhi
30.7.15