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

+ **CONT.CAS(C) 74/2024 & CM APPL. 2829/2024**

**SOUTH EAST UP POWER TRANSMISSION COMPANY
LIMITED**

..... Petitioner

Through: Mr. Shri Venkatesh, Mr. Shryeshth
Sharma, Mr. Abhishek Nangia & Mr.
Mohit Gupta, Advs.
M: 9873419906

versus

**MR RAKESH SHARMA MANAGING DIRECTOR AND CEO
IDBI BANK LIMITED & ORS.**

..... Respondents

Through: Appearance not given.

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

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16.01.2024

1. The present petition has been filed on behalf of the petitioner under Sections 11 and 12 of the Contempt of Court's Act, 1971 read with Article 215 of the Constitution seeking the initiating contempt proceedings against the respondents alleging willful disobedience of the order dated 30th November, 2018 passed by this court in *W.P.(C) No. 11946/2018*.
2. It is submitted that vide interim order dated 30th November, 2018, this court had directed the parties to maintain the status quo with respect to the retention bank guarantees.
3. However, it is submitted that the respondents have acted in total disregard of the order passed by this court by not ensuring the extension of the bank guarantees during the pendency of the writ petition.



4. It is submitted that the respondents have not complied with the interim order and have failed to bring to the knowledge of this court that the bank guarantees issued in favour of the petitioner have not been renewed and stand expired.

5. Attention of this court has been drawn to the order dated 30th November, 2018, wherein status quo orders were issued by this court with respect to the bank guarantees.

6. Attention of this court has also been drawn to the Judgment dated 12th May, 2023 passed by this court in *W.P.(C) No. 11946/2018*, in particular to paragraph 62 of the said judgment which reads as under:

“62. This court on 30.11.2018 directed maintenance of status quo with respect to retention of the BGs in favour of the petitioner. Considering the peculiar facts and circumstances, let the same order remain in force for four weeks from today to enable the petitioner to take appropriate remedy, in accordance with the law.”

7. Issue notice to the respondents by all modes, returnable on 06th May, 2024.

8. Let reply be filed within four weeks.

9. Rejoinder thereto, if any, be filed within two weeks thereafter.

MINI PUSHKARNA, J

JANUARY 16, 2024/kr