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

+ **W.P.(C) 5176/2025 & CM APPL. 23518/2025**

ROBOTECH INDIA PRIVATE LIMITED

.....Petitioner

Through: Mr. Aniruddha Bhattacharya, Mr.
Aditya Shankar Pandey and Mr.
Arnab Roy, Advs.

versus

THE RESERVE BANK OF INDIA AND ORSRespondents

Through: Mr. Praneet Das, Mr. Abhishek Baid
and Mr. Mohit Kumar Bafna, Advs.
for R-1/RBI
Mr. Rajat Katyal and Mr. Sparsh
Agarwal, Advs. for R-5 and R-11
Ms. Worthing Kasar and Ms. Raunika
Johar, Advs. for R-6
Ms. Sanya Lamba, Adv. for R-9

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

23.04.2025

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1. The present petition has been filed seeking following relief:

“A. Issue a writ, order or direction of certiorari quashing and/or setting aside the Impugned Order dated January 6, 2025, passed by the Respondent No. 1;

B. Issue a writ, order or direction of mandamus directing the Respondent No. 1, to initiate and conclude an investigation into the banking malpractices adopted by the Respondent No. 3-11 in their dealings with the Petitioner pursuant to the ECLGS Scheme in a time bound manner and



take necessary action in accordance with law;

C. Issue a writ, order or direction of mandamus directing the Respondent No. 3-11 to disclose all documents and/or communications with respect to their dealings with the Petitioner;

D. Issue a writ, order or direction of mandamus directing the Respondents to disclose all documents that were filed by the Respondent No. 3-11, as the case may be, before the Respondent No.1 prior and post the hearing dated December 16, 2024;

E. In furtherance of prayer a) issue a writ, order or direction of prohibition directing the Respondent No. 3-11 not to proceed with any civil or criminal proceedings emanating as detailed in Annexure 2 till conclusion of the inquiry/investigation in terms of prayer b) above;

F. In furtherance of prayer e) issue a writ, order or direction of certiorari calling for the records from all the respective Learned Courts below conducting the respective proceedings as detailed in Annexure-2 and passing a direction of stay of all such proceedings till disposal of the proceedings instituted in terms of prayer e) hereinabove;

G. Issue a writ of and/or in the nature of Certiorari directing the Respondents, each of them, their men agents, servants, subordinates, assigns to transmit all records pertaining to the matter lying in their custody, before the Hon'ble Court so that the conscionable justice may be done;

H. Issue Rule Nisi in terms of prayers A) - G) above;

I. Pass Interim and Ad-interim orders in terms of prayers A) - G) above;



J. Pass suitable orders as to costs of and/or incidental to this petition/application including legal expenses.

K. Award costs of this Petition; ”

2. The learned counsel appearing on behalf of the petitioner submits that earlier also the petitioner had filed W.P.(C) 1673/2024 seeking similar relief, however, the said writ petition was disposed of by this Court on 09.01.2024 with a direction that the representation made by the petitioner dated 10.04.2023 be reconsidered and a reasoned order be passed after affording opportunity of hearing to the petitioner.
3. The learned counsel submits that pursuant to the said order the representation of the petitioner has been disposed of by the RBI *vide* impugned order dated 06.01.2025.
4. He submits that the said order is not tenable, *inter alia*, on ground that the responses filed by the respondents herein before the respondent no.1 were not provided to the present petitioner.
5. He further submits that the guidelines mentioned in the Emergency Credit Line Guarantee Scheme were not adhered to by the respondent no.1/RBI while passing the impugned order.
6. Elaborating on his submission, he *inter alia* submits that as per the said Scheme, the respondent nos. 3-11 could not have asked for any collateral. However, in the case of the petitioners, the respondent nos. 3-11 sought collateral cheques stating the same to be business practice, as has also been noted in the impugned order.
7. He submits that thereafter the said collateral cheques have been used by the respondent nos. 5-9 to initiate proceedings under Section 138 of the



NI Act which is patently contrary to the aforesaid Scheme.

8. In view of the above, issue notice. The learned counsel named above for the respective respondents accept notice.
9. Upon petitioner taking steps, let remaining respondents be also served.
10. Let counter affidavit be filed within a period of four weeks.
11. Rejoinder thereto, if any, be filed within a period of two weeks thereafter.
12. Re-notify on 23.09.2025.

VIKAS MAHAJAN, J

APRIL 23, 2025
N.S. ASWAL