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

+ **W.P.(C) 6238/2019**

MODI SPINNING AND WEAVING MILLS COMPANY LTD.

..... Petitioner

Through: Mr. Amit Sibal, Sr. Adv. with Mr. Nikhil Singhvi, Mr. Mohit Seth, Mr. Sohan Kumar and Mr. Aishvary Vikram, Advs.

versus

UNION OF INDIA AND ORS.

..... Respondent

Through: Mr. Harish Malhotra, Sr. Adv. with Mr. Nilesh Kumar, Advs. for R-4. Mr. Rakesh Kumar, CGSC with Mr. Abhishek Khanna, Advs. for R-1. Mr. Sihartha Barua with Ms. Adity Gupta, Advs. for R-2. Mr. Saurabh with Mr. Nilesh Kumar, Advs. for r-7. Mr. Harpreet Singh, Sr. Standing Counsel with Ms. Suhani Mathur, Advs. for R-9.

CORAM:

HON'BLE MR. JUSTICE VIPIN SANGHI

HON'BLE MR. JUSTICE RAJNISH BHATNAGAR

ORDER

29.05.2019

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CM APPL. 26747/ 2019

Exemption allowed, subject to all just exceptions. The application stands disposed of.



W.P.(C) 6238/2019 & C.M. No. 26748/2019

Issue notice. Notice is accepted by counsel for the respondents Nos. 1,2,4,7 & 9.

Let notice be issued to the unserved respondents returnable on 17.07.2019 before the Registrar (Appellate) for completion of pleadings.

In the meantime, the served respondents may file their counter affidavit, if any.

We direct the Union of India to disclose on affidavit as to what legislative or other steps have been explored by it keeping in view the fact that the Supreme Court has upheld the decision of the NCLAT quashing the Removal of Difficulties Order vide its judgment in ***M/s Spartek Ceramics India Ltd. v. Union of India & Ors.***, Civil Appeal Nos. 7291-7292/2018, decided on 25.10.2018.

List before Court on 26.08.2019.

VIPIN SANGHI, J

RAJNISH BHATNAGAR, J

MAY 29, 2019

N.Khanna