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

+ **W.P.(C) 13556/2019**

REVATI CEMENTS PVT LTD & ANR

..... Petitioners

Through: Mr. Ayush Jindal, Mr. Hardik Sharma
& Mr. Pankush Goyal, Advocates.

versus

UNION OF INDIA & ORS

..... Respondents

Through: Mr. Kirtiman Singh, CGSC with Mr.
Varun Pratap Singh & Mr. Waize Ali
Noor, Advocates for UoI.
Mr. Ali Khan, Advocate for ED.

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

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14.06.2024

CM APPL. 35323/2024 (u/S 151 of CPC, 1908)

1. By way of present application, the applicants/petitioners seek further extension of time by four weeks to furnish a Bank Guarantee in favour of Enforcement Directorate in terms of the Order dated 27.05.2024.
2. It is submitted that for getting the Bank Guarantee prepared, a Current Bank Account is required and since the applicants/petitioners do not have a Current Account with Bank of Baroda, an application for opening the Current Bank Account has been filed and the same is under process. As soon as the Current Bank Account is opened with Bank of Baroda, the Bank Guarantee shall be got prepared and submitted to the Enforcement Directorate in terms of the Order dated 27.05.2024.



3. Learned counsel for the applicants/petitioners further submit that the delay is only procedural and he seeks further extension of time for deposit of the Bank Guarantee in favour of the Enforcement Directorate.

4. Learned counsel appearing for the Enforcement Directorate contests the present application on the ground that the Order dated 27.05.2024, permitted the applicants/petitioners to furnish a Bank Guarantee in two weeks. In any case, the Order dated 27.05.2024 is in the process of being challenged by the respondents. He further submits that the opening of Current Bank account takes not more than one day and the ground as stated in the present Application, is not justified. Moreover, there is no direction that the Bank Guarantee shall be obtained only from Bank of Baroda and the same could have been done by the petitioners from any other Bank. Thus, there is no *bona fide* in filing the present application.

5. **Submissions heard.**

6. It is explained on behalf of the applicants/petitioners that because they have an account in the Bank of Baroda, but they do not have the Current Bank Account, therefore, an application for opening of a Current Bank Account has been made to Bank of Baorda.

7. It is submitted on behalf of the applicants/petitioners that they have been informed by the Bank of Baroda that their application for opening of a Current Bank Account is under process and it may not take a week's time, but as an abundant caution, four weeks' time be granted for deposit of the Bank Guarantee in favour of the Enforcement Directorate.

8. Considering the submissions made, the applicants/petitioners are granted 15 days' time for deposit of the Bank Guarantee in favour of the Enforcement Directorate in terms of the Order dated 27.05.2024.



9. Accordingly, the application is disposed of.

**NEENA BANSAL KRISHNA
(VACATION JUDGE)**

JUNE 14, 2024
S.Sharma