

**IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO.6136 OF 2023

**M/S ONSITE ENERGY PVT LTD THROUGH ITS SHILPA SHEKHAR
BORHADE AND ANOTHER
VERSUS
THE UNION OF INDIA THROUGH SECRETARY**

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Mr. P C. Mayure, Advocate for petitioners

Mr. A. G. Talhar, D.S.G.I. for respondent

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**CORAM : RAVINDRA V. GHUGE AND
Y. G. KHOBRAGADE, JJ.**

DATE : 12.06.2023.

PER COURT :-

1. The petitioners have put forth prayer clauses (A), (B) and (C), as under:-

(A) By issuing appropriate writ, order, direction or any other appropriate order in the nature of writ of Mandamus, the Hon'ble High Court may be pleased to hold that, the bank guarantee sanction letter dated 27.01.2022 issued by Banque IKB bank as sufficient Bank Guarantee for the purpose of market authorization and for that purpose issue necessary order.

(B) By issuing appropriate writ of Mandamus in the nature of writ, the Hon'ble High Court may be pleased to quash and set aside the impugned order dated 18.8.2021 passed by Deputy Secretary Ministry of Petroleum and Natural Gas, Government of India thereby revoked market authorization of petitioner company namely M/s Onsite Energy Pvt. Ltd. by declaring the bank Guarantees submitted by the petitioner are Good and sufficient for the purpose in question and for that purpose issue necessary order.

(C) Pending hearing and final disposal of Writ Petition, this Hon'ble Court may be pleased to grant stay to impugned order dated 18.8.2021 passed by Deputy Secretary Ministry of Petroleum and Natural Gas, Government of India and for that purpose issue necessary order.

2. Issue notice to the respondent, returnable on 12.07.2023.
The learned D.S.G.I. waives service of notice on behalf of the sole respondent and submits that an affidavit-in-reply would be filed.

3. Let such reply be filed on or before 05.07.2023.

[Y. G. KHOBRADE, J.]

[RAVINDRA V. GHUGE, J.]

SMS