

Petition(s) for Special Leave to Appeal (C) No(s). 4613/2022

(Arising out of impugned final judgment and order dated 03-12-2021 in LPA No. 461/2021 passed by the High Court Of Delhi At New Delhi)

NCUBATE INDIA SERVICES PRIVATE LIMITED & ANR. Petitioner(s)

VERSUS

UNION OF INDIA & ORS. Respondent(s)

(IA No.37314/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.37317/2022-PERMISSION TO FILE LENGTHY LIST OF DATES)

Date : 21-03-2022 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.R. SHAH
HON'BLE MRS. JUSTICE B.V. NAGARATHNA

For Petitioner(s) Mr. K.V. Viswanathan, Sr. Adv.
 Mr. Ritin Rai, Sr. Adv.
 Mr. R. Jawahar Lal, Adv.
 Mr. Siddharth Bawa, Adv.
 Mr. Anuj Garg, Adv.
 Mr. Mohit Sharma, Adv.
 Mr. Mayank Kshirsagar, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

In the facts and circumstances of the case, no interference by this Court is called for. The Special Leave Petition stands dismissed. However, it is observed that, in case the petitioner succeeds in the First Appeal against the decision in Civil Suit (Commercial) No. 829 of 2016 and it is held that the bank guarantee was valid, necessary consequences regarding invocation of the bank guarantee shall follow.

It goes without saying that the First Appeal will be decided in accordance with law and on its own merits.

Pending applications stand disposed of.

(R. NATARAJAN)
ASTT. REGISTRAR-cum-PS

(NISHA TRIPATHI)
BRANCH OFFICER