

GAHC010229172019



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/7157/2019

M/S. COASTAL PROJECTS LTD.
237, 2ND FLOOR, BAPUJI NAGAR, BAPUJI NAGAR, BHUBANESWAR-
751009, ORISSA

VERSUS

UNION OF INDIA AND 3 ORS.
THROUGH THE SECRETARY MINISTRY OF HOME AFFAIRS, GOVT. OF
INDIA, NORTH BLOCK, NEW DELHI-110001

2:NATIONAL PROJECTS CONSTRUCTION CORPORATION LTD.
REP. BY ITS CHAIRMAN CUM MANAGING DIRECTOR
RAJA HOUSE 30-31
NEHRU PLACE
NEW DELHI-110019

3:THE ZONAL MANAGER (PMC)
NATIONAL PROJECTS CONSTRUCTION CORPORATION LTD. H. NO. 2
2ND FLOOR
APANJAN PALLY
SONAI ROAD
SILCHAR-788006
ASSAM

4:THE STATE BANK OF INDIA
REP. BY ITS DEPUTY GENERAL MANAGER
COMMERCIAL CLIENTS GROUP BR 13039
1ST ICON
DOOR NO. 8-2-684/2/A
ANAND BANJARA COLONY
OPP. HOTEL FORTUNE PARK
VALLABHA ROAD NO. 12

BANJARA HILLS
HYDERABAD-50003

Advocate for the Petitioner : MR. R K BHATRA, MS M N KONYAK,MS R GANGAWAT,MR B CHOUDHURY,MR A KALITA

Advocate for the Respondent : ASSTT.S.G.I., MR. P GOSWAMI (R-2,3),MR H K SARMA (R-2,3)

BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA

ORDER

29.10.2024

Mr. B.D. Deka, learned counsel for the petitioner and Mr. H.K. Sarma, learned counsel for the respondent Nos.2 & 3 submit that the present writ petition has become infructuous, in view of the letter dated 13.11.2019 issued by the Zonal Manager, NPCC, North East Zone, which is to the following effect:-

*“To
The Dy. General Manager,
State Bank of India,
Commercial Clients Group Br-13039,
1st Floor, NSL ICON, Door No. 8-2-684/2/A,
Anand Banjara Colony, Opp: Hotel Fortune Park
Vallabha Road No.12, Banjara Hills,
Hyderabad-500 034.*

Sub: Withdrawal for claim of Invocation of Bank Guarantee No. 1303912BG1013530, Dated:23.10.12 for Rs.13,36,74,000.00 vide our letter Dt.11.09.2019.

Ref: Our letter No.435725/BG/170, 529, 623, 651, 682 & 790 Dt: 01.05.19, 09.07.19, 29.07.19, 19.08.19, 26.08.19 & lastly dt.11.09.2019 respectively.

Dear Sir,

With reference to the above mentioned subject & letters referred as above, after long persuasion the Original extended Bank Guarantee have been received from M/s, Coastal Projects Limited vide their letter ref. no.CPL/IBBF/AGT/2019-20/117-118, Dt.17.09.2019 & the same has been confirmed for its genuinity vide Bank letter ref no.CCG/HYD/CS/2019-20/397, Dt.25.09.2019 in response to our letter no.435725/Silchar/BG/218, dt.20.09.2019. Now we are withdrawing our invocation claim vide our letter Dt.11.09.2019 as the original extended BG had already been received by us.

Thanking you"

2. In view of the submission made by the counsels for the parties, the writ petition is dismissed as infructuous.
3. The letter dated 13.11.2019 is made a part of the record and marked as Annexure-X.

JUDGE

Comparing Assistant