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

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W.P.(C) 968/2016

M/S THE INDIAN PLYWOOD MFG CO PVT. LTD. .... Petitioner

Represented by: Mr.Debal Banerjee, Sr.Adv.  
instructed by Ms.Ami Jain,  
Mr.Anunaya Mehta, Adv.

versus

THE UNION OF INDIA & ORS

..... Respondent

Represented by: Mr.Bhagwan Shukla, CGSC  
with Mr.Sidharth Khatana,  
Adv. for R-1/UOI.  
Mr.D.R.Jain, Sr.Standing  
Counsel for R- 4.

**CORAM:**

**HON'BLE MR. JUSTICE PRADEEP NANDRAJOG**

**HON'BLE MS. JUSTICE MUKTA GUPTA**

**ORDER**

**18.05.2016**

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1. Grievance in the writ petition concern pleadings of the petitioner in MA No.358/BC/2014, warranting consideration of the miscellaneous application before BIFR, and if any order adverse being passed, in appeal by AAIFR.
2. Writ petition was filed inasmuch as BIFR was not functioning and impugned order dated January 07, 2016 passed by AAIFR was that since no appeal was pending before it, the question of entertaining any miscellaneous application would not arise.

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3. When the writ petition was filed, on account of superannuation of the members constituted BIFR, the Board was not functioning. As of today, the Board is functioning because two members have been nominated.
4. In that view of the matter relief as prayed in the writ petition cannot be granted but a direction is issued that within three months from today BIFR should decide MA No.358/BC/2014.
5. No cost.
6. Dasti.

**PRADEEP NANDRAJOG, J.**

**MUKTA GUPTA, J.**

**MAY 18, 2016**  
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