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

+ **W.P.(C) 9427/2016**

ESSAR POWER MP LTD.

..... Petitioner

Through : Mr Sandeep Sethi, Senior Advocate
and Mr Dayan Krishnan, Senior
Advocate with Mr Rishi Agrawala
and Mr Karan Luthra, Advocates.

versus

UNION OF INDIA & ANR

..... Respondents

Through : Ms Shiva Laksmi and Mr Ruchir
Ranjan Rai, Advocates for R-1 & 2.

CORAM:

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

% **06.10.2016**

CM Nos.37730-31/2016(both applications for exemption)

Allowed, subject to all just exceptions.

W.P.(C) 9427/2016 & CM No.37729/2016(interim relief)

The petitioner impugns order/notice of termination dated 15.09.2016. It is contended that a representation was given to the respondent. Pursuant to the representation, respondent had sought clarification from the State of Jharkhand.

Learned counsel appearing for the respondent submits that in view of the response received from the State of Jharkhand, the competent authority has decided to keep the notice of termination dated 15.09.2016 (impugned herein) in abeyance for a period of two months from 05.10.2016 to enable the State Government to take an appropriate decision in this matter.

It is contended that the ICICI Bank Limited, which had furnished the bank guarantee, has been requested to keep the notice of invocation and demand of appropriation of bank guarantees raised therein in abeyance for two months. Copy of the letter dated 05.10.2016 has been produced. The same is taken on record.

Learned senior counsel for the petitioner submits that in view of the response received from the State of Jharkhand and the decision of the respondent in keeping the impugned order dated 15.09.2016 in abeyance, the petitioner does not wish to press this petition, at this stage. He prays for , leave to withdraw the same with liberty to approach the Court in case need so arises.

In view of the above, the writ petition is dismissed as not pressed reserving liberty of the petitioner, as prayed for.

SANJEEV SACHDEVA, J

OCTOBER 06, 2016

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