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

+ W.P.(C) 65/2016

M/S VALLEY IRON STEEL

..... Petitioner

Represented by: Mr.S.D.Singh, Advocate with
Mr.Rahul Singh, Ms.Meenu
Singh, Ms.Shweta Sinha,
Ms.Sneha Ghosh, Advocates

versus

ASSTT. EXCISE TAXATION
COMMISSIONER & ORS

..... Respondents

Represented by: Mr.Siddhant Asthana,
Advocates

CORAM:

HON'BLE MR. JUSTICE PRADEEP NANDRAJOG

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER

% **16.05.2016**

1. Heard learned counsel for the parties.
2. Annexure P-4 to the writ petition would evince that on September 16, 2014 the Registrar of BIFR informed the petitioner that reference under Section 15(1) of SICA, 1985 filed by the petitioner has been admitted with number assigned to the case as Case No.50/2014.
3. In view of the law declared by the Supreme Court in the decision reported as (1998) 5 SCC 554 Real Value Appliances Ltd. vs. Canara Bank & Ors., the impugned orders dated October 30, 2014 and September 15, 2015 are quashed for the reason after a reference is admitted under Section 15 of SICA, the protection under Section 22 of SICA gets triggered as held
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by the Supreme Court in the aforementioned decision.

4. The writ petition is allowed.
5. No costs.

PRADEEP NANDRAJOG, J.

MUKTA GUPTA, J.

MAY 16, 2016
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