

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**Civil Writ Petition No.11383 of 2016
Date of decision: January 16, 2017**

M/s Satnam Agri Products Ltd.

....Petitioner

versus

Appellate Authority for Industrial & Finance Reconstructions and
others

....Respondents

***CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE RAMENDRA JAIN***

Present: Ms. Jyoti Sareen, Advocate for the petitioner.

AJAY KUMAR MITTAL, J. (Oral)

In the instant writ petition filed under Articles 226/227 of the Constitution of India, the petitioner has approached this Court assailing the order dated 11.12.2015 (**Annexure P-16**) passed by the Appellate Authority for the Industrial & Financial Reconstruction, New Delhi-respondent No.1 (in short 'AAIFR') and order dated 30.09.2014 (**Annexure P-14**) passed by the Board for Industrial and Financial Reconstruction (in short 'BIFR'), vide which reference of the petitioner before BIFR was abated in violation of the statutory provisions and settled legal principles.

2. At the outset, learned counsel for the petitioner submitted that the Sick Industrial Companies (Special Provisions) Act, 1985 (in short, the Act') has been repealed vide Notification Nos. S.O.3568(E) and 3569(E) dated 01.12.2016 on the basis of

which the provisions of Sick Industrial Companies (Special Provisions) Repeal Act, 2003 (Repeal Act) shall come into force. The BIFR and AAIFR stand dissolved w.e.f. 01.12.2016 and all the proceedings before them stand abated. In other words, the effect of the Act, 1985 has come to an end.

3. On the aforesaid premises, it was prayed that she may be allowed to withdraw the present writ petition with liberty to the petitioner to approach the appropriate Forum in terms of the amendment made to the Act.

4. Dismissed as withdrawn. It shall, however, be open to the petitioner to take recourse to the remedies as may be available to it, in accordance with law.

(AJAY KUMAR MITTAL)
JUDGE

(RAMENDRA JAIN)
JUDGE

January 16, 2017
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Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No