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

Date of Decision: 26th September, 2019

+ W.P.(C) 6729/2017

INCAB INDUSTRIES EMPLOYEES ASSOCIATION & ORS

..... Petitioners

versus

INCAB INDUSTRIES LTD. & ORS

..... Respondents

+ W.P.(C) 6743/2017

TATA STEEL LTD

..... Petitioner

versus

UNION OF INDIA & ORS

..... Respondents

Present: Mr. Sanjiv Sen, Sr. Adv. with Mr. Sameer Dewan & Mr. S.C. Pant, Advs. for petitioners in W.P.(C) No.6729/2017.

Mr. Arun Kathpalia, Sr. Adv. with Mr. Tarun K. Banga, Adv. for petitioner in W.P.(C) No.6743/2017.

Mr. Diwaker R. Singh, Adv. for R-1 in W.P.(C) No.6729/2017 and for respondent in W.P.(C) No.6743/2017.

Mr. Amit Mahajan, CGSC with Mr. Arjun Dev, Adv. for R-1/UOI in W.P.(C) No.6743/2017.

Mr. Ankur S. Kulkarni, Adv. for R-1 in W.P.(C) No.6729/2017 and for R-3 in W.P.(C) No.6743/2017.

Ms. Usha Singh, Adv. for R-4 in W.P.(C) No.6729/2017 and for R-9 in W.P.(C) No.6743/2017.

Mr. Paras Sachdeva, Adv. for Mr. Saurabh Chadda, Adv. for ESIC.

Mr. Nivesh Kumar, Adv. for Mr. Kumar Shashank, Adv. for R-7 & 8 in W.P.(C) No.6729/2017.

Ms. Arti Singh with Mr. Aakashdeep Singh Roda & Ms. Pooja Singh, Advs. for R-13/PNB in W.P.(C) No.6743/2017.

Mr. Brijesh K. Tamber with Ms. Deepika Raghav, Advs. for R-14 in W.P.(C) No.6729/2017 & for R-13 in W.P.(C) No.6743/2017.

Mr. Chinmoy Pradip Sharma with Mr. Premtosh Mishra, Mr. Manish Yadav & Mr. Shailesh Kumar Sinha, Advs. for R-15 in W.P.(C) No.6729/2017 and for R-14 in W.P.(C) No.6743/2017.

Mr. Keshav Mohan with Mr. Piyush Choudhary & Mr. Piyush Vatsa, Advs. for R-25 & 27/EPF.

Mr. Devashish Bharuka with Ms. Sarvshree, Advs. for R-26 in W.P.(C) No.6729/2017 and for R-25 in W.P.(C) No.6743/2017.

Mr. Rajiv S. Roy with Mr. Abhijit S. Roy & Mr. Avrojoyti Chatterjee, Advs. for R-30 in W.P.(C) No.6729/2017.

Mr. Sanjiv Sen, Sr. Adv. with Mr. Soumo Palit, Mr. Sayan Ray & Mr. Tarun Banga, Advs. for Tata Steel Ltd.

CORAM:

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE C.HARI SHANKAR

D.N. PATEL, CHIEF JUSTICE (Oral)

Counsels appearing for the petitioners in both the writ petitions submitted that proceedings have been initiated before the National Company Law Tribunal, Kolkata Bench, Kolkata in CP(IB) No.1684/KB/2018 and CA(IB) No.435/KB/2019 wherein an order has been passed on 07.08.2019 and under Section 14 of the Insolvency and Bankruptcy Code, 2016, the proceedings in these writ petitions cannot be further proceeded with.

Hence, we hereby dispose of these writ petitions with liberty to these petitioners to move proper applications before appropriate forum in case of any difficulty. All the contentions raised by the petitioners as well as by the respondents are permitted to be raised before the appropriate forum. The contentions of both the sides are kept open to be decided by the competent Tribunals/Courts. Interim relief, if any, granted earlier, stands vacated.

CHIEF JUSTICE

C.HARI SHANKAR, J

SEPTEMBER 26, 2019

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