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

+ **W.P.(C) 11306/2019 & CM No.46552/2019**

AAP INFRASTRUCTURES LTD

..... Petitioner

Through: Ms. Anusuya Salwan with Ms. Nikita
Salwan and Mr. Ayush Srivastava,
Advs.

versus

BANK OF BARODA & ANR

..... Respondent

Through: Mr. Bishwajit Dubey with Mr.
Shatrajit Banerjee, Advs. for R-1.
Mr. Amit Bansal, Sr. Adv. with Mr.
Kunal Kohli and Mr. Kunal Sinha,
Advs. for R-3.

CORAM:

HON'BLE MR. JUSTICE RAJIV SHAKDHER

ORDER

02.03.2020

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1. Mr. Bishwajit Dubey, who appears for respondent No.1 bank i.e. Bank of Baroda ("BOB"), submits that he has instruction to convey to the Court that the impugned order dated 18.9.2019 passed by the Review Committee and the communication dated 3.10.2019 will be withdrawn.

1.1 Learned counsel further submits that although the communication dated 14.5.2018 is not impugned in this writ petition, the same will also be withdrawn.

1.2 It is also the submission of the learned counsel that the company i.e. AAP Infrastructures Ltd. and Mr. Anjanee Kumar Lakhotia will have liberty to make a representation before the Review Committee within a period of 15 days from today in terms of the judgment rendered by the Supreme Court in

W.P.(C) 11306/2019

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State Bank of India v. M/s. Jah Developers Private Limited & Others, AIR 2019 SC 2854.

2. The statement of counsel for respondent No.1 bank/ BOB is taken on record.
3. The Review Committee, after hearing AAP Infrastructures Ltd. and Mr. Anjanee Kumar Lakhotia, will pass a speaking order keeping the directions contained in the aforementioned judgment in mind.
4. In the meanwhile i.e. till a decision is rendered by the Review Committee, the name of respondent No.3 will be removed from the list of wilful defaulters vis-a-vis AAP Infrastructures Ltd.
5. In these circumstances, nothing survives in the instant petition. The captioned writ petition is disposed of in the aforementioned terms.
6. The interim application shall, accordingly, stand closed.

RAJIV SHAKDHER, J

MARCH 02, 2020/pmc