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

+ **W.P.(C) 5610/2020**

KUNAL STRUCTURE (INDIA) PVT. LTD. Petitioner

Through: Mr.Rajshekhar Rao, Mr.Pradhuman
Gohil, Ms.Ranu Purohit, Ms.Tanya
Srivastava, Mr.Upendra Sai,
Mr.Siddharth, Mr.Shreeyash Lalit
Advs.

versus

PRENIT WORLD LLP & ORS. Respondents

Through: Mr. Sahil Garg, Mr.Ankit Gupta,
Advs. for R-1.
Ms.Parul Gupta, Deputy Counsel for
R-3/DIAC.

CORAM:

HON'BLE MR. JUSTICE NAVIN CHAWLA

ORDER

% **25.08.2020**

This hearing has been held by video conferencing.

CM No.20350/2020 (Exemption)

Allowed, subject to all just exceptions.

W.P.(C) 5610/2020 & CM No.20349/2020 (Stay)

1. This petition has been filed by the petitioner challenging the jurisdiction of the respondent no.2 under The Micro, Small and Medium Enterprises Development Act, 2006.
2. The ground of challenge is that though the Work Order was executed on 29.11.2010 and the work completed on 03.06.2011, the respondent no.1 was registered as a Small Enterprise under the Act only on 14.10.2015.

3. The learned counsel for the petitioner submits that such registration cannot take a retrospective effect.
4. In view of the judgment of this Court in ***Godwin Construction Pvt. Ltd. and Ors. v. Tulip Contractors and Ors.***, MANU/DE/0413/2020, I do not find any merit in the challenge raised by the petitioner.
5. The petition is accordingly dismissed.

NAVIN CHAWLA, J

AUGUST 25, 2020/Arya