

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

WRIT PETITION NO. 615 OF 2021

Sadhana Nitro Chem Ltd

..Petitioner

Vs.

Union of India & Ors.

..Respondents

Mr. Nikhil Sakhardande, Senior Counsel a/w Mr. Rohan Rajadhyaksha, Mr. Suyash Gadre, Ms. Rucha Surve i/b. Alatheia Law LLP for the Petitioner.

Mr. Aditya Thakkar a/w. Mr. D. P. Singh for Respondent No.1

Mr. Nikhil Rajani i/b V. Deshpande & Co, for Respondent No.2-IFCI Ltd.

Mr. Pradeep Bakhru a/w. Ms. Upasana Vasu i/b. Wadia Ghandy & Co. for the Respondent No. 3

**CORAM : A. A. SAYED &
 MADHAV JAMDAR, JJ**

**DATED : 9th APRIL, 2021
 (Through VC)**

P.C.:

In view of the Affidavit filed by the Respondent No. 3-TransUnion CIBIL Limited, it is now an admitted position before the Court that the Petitioner is not a willful defaulter. The Petitioner would therefore be eligible under the Production Linked Incentive (PLI) Scheme for promotion of domestic manufacturing of critical Key Starting Materials (KSMs) / Drug Intermediaries and Active Pharmaceutical Ingredients (API)

2. In the circumstances, the Respondent No. 2 shall now

proceed on the basis that the Petitioner is eligible under the aforesaid scheme and the Petitioner shall be entitled to make investment and furnish Bank Guarantee and avail the incentive / subsidy under the said scheme. The Respondent No. 2 shall take appropriate steps accordingly at the earliest.

3. The Petition to stand disposed of accordingly.

(MADHAV JAMDAR, J.)

(A. A. SAYED, J.)