

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

Writ Petition No. 96/2021

Western Coalfields Ltd, Nagpur
..VS..
Hindustan Zinc Ltd., Udaipur, Rajasthan

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Shri K.N. Shukul, Advocate for the petitioner
Shri Akshay Naik a/w Ms. Rucha Pande and Shri Hrishikesh
Chitaley, Advocates for the respondent.

CORAM : SUNIL B. SHUKRE AND
AVINASH G. GHAROTE, JJ.

DATED : 07/01/2021

Heard learned Counsel appearing for the parties.

Only apprehension expressed by Shri Shukul, learned Counsel for the petitioner is that the National Company Law Tribunal (for short the "NCLT") would decide the application for interim relief before deciding the application by which challenge has been raised to the jurisdiction of the NCLT. Both the applications are said to be listed before the NCLT. Considering the order dated 10.12.2020 passed by National Company Law Tribunal Court No. II, Mumbai Bench in CP(IB)/98/MB/2020, we do not find the apprehension well founded therein, thus

no substance in the petition. Accordingly, the petition is **dismissed**. We, however, express that any decision on the plea regarding grant of interim relief, shall only be after hearing and decision of the plea of jurisdiction by the NCLT.

JUDGE

JUDGE

SMGate