

**HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)**

**THURSDAY, THE NINTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION NO: 11109 OF 2014

Between:

M/S. Bevcon Wayors Pvt, Ltd, Unit-II, Plot No.139, Phase-III, IDA Cherlapally, Hyderabad-038 rep. by its Managing Director, Y.Srinivas Reddy, S/o. Y.Sunki Reddy, aged about 48 years

...PETITIONER

AND

1. M/s. Karamchand Thapar AND Bros (Coal Sales) Ltd., Bharat Westfalia Division, Regd.Office Thapar House, 25, Brabourne Road, Kolkatta-700 001 West Bengal.
2. Allahabad Bank Branch: Maruthi Nagar, Shalimar Apartment, Yousufguda Road, Madhura Nagar, Hyderabad-500 038, Rep. by its Chief Manager

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ order or direction more particularly one in the nature of Writ of Mandamus directing the Respondent No.2 not to make any payment to the Respondent No.1 under the Performance Bank Guarantee (PBG) No.00732131PG000039 dated 26-2-2013 upto the sum of Rs. 9,00,000/-

I.A. NO: 1 OF 2014(WPMP. NO: 13998 OF 2014)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the Respondent No.2 not to make any payment to the Respondent No.1 under the Performance Bank Guarantee (PBG) No.00732131PG000039 dated 26-2-2013 upto the sum of Rs. 9,00,000/- pending disposal of the main Writ Petition

Counsel for the Petitioner: SRI. P. BHAKTHAVATSAL

Counsel for the Respondent No.2: SRI R. NARESH KUMAR REDDY

Counsel for the Respondent No.1: SRI K. G. K. PRASAD

The Court made the following: ORDER

HON'BLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION No.11109 OF 2014

ORDER:

There is no representation on behalf of the learned counsel for the petitioner when the case is called on 03.06.2014, 31.10.2023, 06.11.2023. Though the matter is listed under the caption for dismissal today i.e., 09.11.2023 yet there is no representation on behalf of the petitioner today.

Taking into consideration the fact that the petitioner is not interested in prosecuting the present writ petition, the writ petition is dismissed for non-prosecution. However, there shall be no order as to costs. Interim orders granted by this Court on 10.04.2014 shall stand vacated.

Miscellaneous petitions, if any, pending in this Writ Petition, shall stand closed.

//TRUE COPY//

**SD/- G. SIREESHA
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

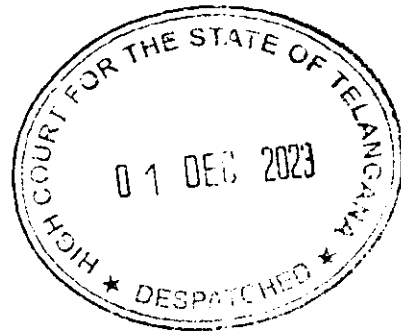
1. One CC to SRI. P. BHAKTHAVATSAL, Advocate [OPUC]
2. One CC to SRI. K. G. K. PRASAD, Advocate [OPUC]
3. One CC to SRI. R. NARESH KUMAR REDDY, Advocate [OPUC]
4. Two CD Copies

B M
GJP



HIGH COURT

DATED:09/11/2023



ORDER

WP.No.11109 of 2014

**DISMISSING THE WRIT PETITION FOR
NON-PROSECUTION WITHOUT COSTS**

6 Copies

Sm
22/11/23