

\$~13

\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**  
+ **CS(OS) 1906/2015**

**DSM INDIA PRIVATE LIMITED** ..... Plaintiff  
Through: Mr. Gourab Banerji, Sr. Adv. with  
Mr. Sumeet Lall, Mr. Shwetabh  
Sinha, Mr.Sahil Tagotra &  
Ms. Aditi Kashyap, Advs.

versus

**HINDUSTAN CLEANENERGY LIMITED & ORS** ..... Defendants  
Through: Mr. Hemant Sahai with  
Ms. Pragya Ohri, Ms. Kanika Chugh  
& Ms.Saloni Tangri, Advs.  
for D-1 & 2.  
Mr. Aman Avinav, Adv. for D-3.  
Mr. Vikas Chopra, Adv. for D-4.

**CORAM:**  
**HON'BLE MR. JUSTICE NAJMI WAZIRI**

**ORDER**  
% **13.10.2015**

Mr. Hemant Sahai, the learned counsel for defendant Nos. 1 and 2, would submit that a *status quo* order obtains against the invocation of a bank guarantee furnished by defendant No.4. He submits that the said bank guarantee shall be returned to the plaintiff on or before 27<sup>th</sup> of October, 2015.

Mr. Gourab Banerji, the learned Senior Advocate for the plaintiff would submit that upon receipt of the said bank guarantee, the suit shall be withdrawn forthwith and no claims shall be maintained against defendant Nos.1 and 2.

List on 29.10.2015.

*Dasti* under signatures of the Court Master.

**NAJMI WAZIRI, J**

**OCTOBER 13, 2015/ak**