

THE NATIONAL COMPANY LAW APPELLATE TRIBUNAL
NEW DELHI

Un-numbered Company Appeal (AT) (Insolvency) No. ____/2018
(F.No.10/08/2018/NCLAT/UR/710)

In the matter of:

C. Parthasarathy Appellant

Versus

M/s. Vishnu Sudha Textile Ltd. & Ors. Respondents

Appearance: Shri S. Hariharan, Advocate for the Appellant

23.08.2018

Learned Lawyer appearing for the Appellant submitted that since the Insolvency Resolution Professional has already been appointed and the liquidation proceedings has been initiated, so, the function of the Board of Director has ceased and hence, the question of filing Board Resolution, at this stage, does not arise and that is why the Appellant filed this case in his individual capacity and not in the capacity of Board of Directors, so, the defect No.9 pointed out by the Office may be ignored.

2. Considering the submissions and the fact that that the Board of Directors has ceased to function, under such circumstances, defect No.9 pointed out by the Office is hereby ignored.

3. Let the case be listed before the Hon'ble Bench on 24.08.2018 for hearing.

(Abni Ranjan Kumar Sinha)
Registrar

Dictated and corrected by me.

(Abni Ranjan Kumar Sinha)
Registrar