

NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI

Company Appeal (AT) (Insolvency) No. 115 of 2018

IN THE MATTER OF:

M/s. Amar Tours & Transport

...Appellant

Vs.

M/s. Go Airlines (India) Limited

...Respondent

Present: For Appellant: - Mr. Harshit Sanwal, Mr. Saurabh Upadhyay and Mr. Vipul Sharma, Advocates.

For Respondent:- Dr. U.K. Chaudhary, Senior Advocate with Mr. Abdhesh Chaudheri, Mr. Meenesh Dubey and Mr. Himanshu Vij, Advocates.

O R D E R

02.04.2018- Learned counsel for the Appellant submits that there was no dispute in existence prior to issuance of demand notice under sub-section (1) of Section 8 of the Insolvency and Bankruptcy Code, 2016 (hereinafter referred to as 'I&B Code') and the 'Corporate Debtor' for the first time raised dispute after demand notice received under sub-section (1) of Section 8 of the 'I&B Code'.

Issue notice. Mr. Meenesh Dubey, Advocate has appeared by filing caveat and accepts notice on behalf of Respondent. No further notice need be issued to him. Respondent may file reply and enclose evidence in support of existence of dispute, if any, prior to issuance of demand notice under sub-section (1) of Section 8 of the 'I&B Code' along with

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the evidence of service of such notice on the Appellant within two weeks.

Post the matter on 25th April, 2018.

(Justice S.J. Mukhopadhaya)
Chairperson

(Justice Bansilal Bhat)
Member(Judicial)

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