

NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI

**I.A. No. 339 of 2018 in
Company Appeal (AT) (Insolvency) No. 116 of 2018**

IN THE MATTER OF:

The Orissa Minerals Development Co. Ltd.

...Appellant

Vs

Orissa Stevedores Ltd. & Anr.

....Respondents

Present:

For Appellant: Mr.Neil Chatterjee, Advocate.

For Respondents: Mr. Yogender Singh, Advocate for R-1.

O R D E R

05.04.2018: In view of the decision of Hon'ble Supreme Court in **'Innoventive Industries Ltd.' Vs. 'ICICI Bank & Ors.' in Civil Appeal Nos. 8337-8338 of 2017** disposed on 31st August, 2017, the learned counsel for appellant has filed an Interlocutory Application for substitution of "Mr. Prem Sagar Mishra", Whole Time Director of the Corporate Debtor as Appellant in place of the appellant "M/s The Orissa Minerals Development Co. Ltd.". Learned counsel for Appellant also made prayer to transpose "M/s The Orissa Minerals Development Co. Ltd." through 'Insolvency Resolution Professional' as party Respondent No.2.

Having heard learned counsel for the Appellant, we allow the application and direct to substitute "Mr. Prem Sagar Mishra" as Appellant and transpose "M/s The Orissa Minerals Development Co. Ltd." as 2nd Respondent in place of Insolvency Resolution Professional – original 2nd Respondent. Necessary corrections be made in cause title of the appeal and other documents. I. A. No. 339 of 2018 stands disposed of.

1st Respondent has already appeared. No. further notice be issued on them.

Let the case be listed 'for admission' on **2nd May, 2018** as ordered earlier.

[Justice S.J. Mukhopadhaya]
Chairperson

[Justice Bansi Lal Bhat]
Member (Judicial)

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