

**NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW
DELHI**

Company Appeals (AT)(Ins) No.131 of 2017

IN THE MATTER OF:

Vidul Sharma

...Appellant

Vs

Technopak Advisors Pvt Ltd

...Respondent

Present: For Appellant: - Mr Abhishek Paruthi, Advocate

ORDER

11.8.2017- A question arises as to whether the amount due to an employee/workmen from a 'corporate debtor' towards post-retirement benefits, including interest, if any, which come within the meaning of 'debt', the application preferred by such 'operational employee/workmen' as 'operational creditor' under Section 9 of the Insolvency & Bankruptcy Code, 2016 can be rejected on the ground that the amount alleged to be defaulted is disputed and there is any other alternative forum to entertain the dispute.

Let notice be issued on Respondent as to why appropriate order be not passed and if necessary the Ld. Adjudicating Authority be not directed to admit the appeal if there is not dispute and application is complete. Requisites along with process fee, if not filed, be filed by 16th August 2017. Let notice be issued by Speed Post. If the Appellant provides e-mail address of the Respondent, let notice be also issued through e-mail to the Respondent. Post the matter on 1st September 2017.

(Justice S.J. Mukhopadhyaya)
Chairperson

(Mr. Balvinder Singh)
Member (Technical)