

NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI

Company Appeal (AT) No. 275 of 2017

IN THE MATTER OF:

McDonalds's India Pvt. Ltd. & Ors.

.....Appellants

Vs.

Vikram Bakshi & Ors.

.....Respondents

Along with Company Appeal (AT) No. 280 of 2017

IN THE MATTER OF:

Vikram Bakshi & Ors.

.....Appellants

Vs.

**Connaught Plaza Restaurants
Pvt. Ltd. & Ors.**

.....Respondents

**Present: For Appellants in Company Appeal (AT) No.275 of 2017:-
Mr.Sudipto Sarkar, Senior Advocate with Mr. Rahul Dave,
Mr. Amit Dhingra, and Ms. Niti Dixit, Advocates for
Appellant no.1.**

**Mr. Rajiv Nayar, Senior Advocate with Mr. Sumit Chopra,
Advocates for Appellant nos. 2 & 3.**

**For Respondents in Company Appeal (AT) No.275 of
2017:- Mr. Abhishek Manu Singhavi, Senior Advocate
with Mr. Tejas, Mr. Manu Krishnan, Mr. A. Vikram and
Mr. Shivang Singh, Advocates for Respondent no.2.**

**Mr. Arun Kathpalia, Senior Advocate with Mr. Satyajit
Sarna and Ms. Pallavi Shrivastava, Advocates for
Respondent no.7.**

**For Appellants in Company Appeal (AT) No.280 of 2017:-
Mr. Abhishek Manu Singhavi, Senior Advocate with Mr.
Tejas, Mr. Manu Krishnan, Mr. A. Vikram and Mr. Shivang
Singh, Advocates.**

For Respondents in Company Appeal (AT) No.280 of 2017:- Mr.Sudipto Sarkar, Senior Advocate, Mr. Rajiv Nayar, Senior Advocate with Mr. Rahul Dave, Mr. Amit Dhingra, and Ms. Niti Dixit, Advocates for Respondent no.2, 3 & 4.

Mr. Arun Kathpalia, Senior Advocate with Mr. Satyajit Sarna and Ms. Pallavi Shrivastava, Advocates for Respondent no.8.

ORDER

30.08.2017- Ld. Senior Counsel appearing on behalf of Vikram Bakshi & Ors., while submitted that they have agreed for settlement. Ld. Senior Counsel of McDonald's India Pvt. Ltd. & Ors submits that they have acted in a manner which is against the earlier observations made by this Appellate Tribunal and, therefore, the question of settlement does not arise. The stand taken on behalf of the McDonald's India Pvt. Ltd. & Ors. is denied by Ld. Senior Counsel for the Vikram Bakshi & Ors.

Without going into the question as to who is responsible for not settling the dispute and as we find that there is no chance of amicable settlement, we intend to issue notices to the parties. Let notice be issued on respondents on both the appeals.

Mr. Virender Ganda, Senior Advocate, accepts notice on behalf of Vikram Bakshi & Ors. No further notice need be issued to them.

Let notice be issued on rest of the respondents by speed-post. Requisite along with process fees to be filed by the concerned appellant by day after tomorrow i.e. 1st September, 2017. If the e-mail address of the rest of the respondents is provided by the respective appellant, let notice be also issued through e-mail.

Post the matter on 21st September, 2017 at 2.00 p.m.

In the meantime, the respective respondents may file reply within a week and rejoinder by respective appellants, if any, be filed within a week thereof.

(Justice S.J. Mukhopadhaya)
Chairperson

(Balvinder Singh)
Member(Technical)

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