

NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI
Company Appeal(AT)(Insolvency) No. 82 of 2018

IN THE MATTER OF:

Binani Industries Limited

...Appellant

Vs

Bank of Baroda & Anr.

....Respondents

Present:

For Appellant: Mr. S.N. Mukherjee, Senior Advocate along with Mr. Arvind Kumar Gupta, and Mr. C.S. Chauhan, Advocates

For Respondents: Mr. Arun Kathpalia, Senior Advocate with Ms. Misha, Mr. Siddhant Kant, Ms. Bani Brar, and Ms. Jasveen Kaur, Advocates for Rajputana Properties Pvt. Ltd.

Mr. Tushar Mehta, Mr. Sanjiv Sen, Senior Advocates, along with Mr. R. Sudhinder, Ms. Nimita Kaul, Mr. Amrita Sakrkar, Mr. Sumant Batra Ms. Srishti Kapoor Mr. Sayan Ray and Mr. Kanu Agarwal, Advocates for Committee of Creditors.

Mr. Amit Sibal, Senior Advocate with Mr. Nakul Sachdeva, Mr. Somesh Dhawan, Mr. Pranshu Paul, Mr. Sohan Kumar Ms. Tanya and Avinash Amarnath, Advocates for the RP.

Mr. Krishna Thakker and Mr. Ashish Rana, Advocates for Export Import Bank.

With
Company Appeal(AT)(Insolvency) No. 123 of 2018

IN THE MATTER OF:

Rajputana Properties Pvt. Ltd.

...Appellant

Vs

Binani Industries Limited & Ors.

....Respondents

Present:

For Appellant: Mr. Arun Kathpalia, Senior Advocate with Ms. Misha, Mr. Siddhant Kant, Ms. Bani Brar, and Ms. Jasveen Kaur, Advocates.

For Respondents: Mr. S.N. Mukherjee, Senior Advocate along with Mr. Arvind Kumar Gupta, and Mr. C.S. Chauhan, Advocates

Dr. A.M. Singhvi, Mr. Amarendra Sharan, Senior Advocates along with Mr. Mahesh Agarwal, Mr. Himanshu Satija, Mr. Devanshi Singh, Mr. Avishkar Singhvi, and Ms. Aastha Mehta, and Advocates for UltraTech Cement Ltd.

Mr. Tushar Mehta, Mr. Sanjiv Sen, Senior Advocates, along with Mr. R. Sudhinder, Ms. Nimita Kaul, Mr. Amrita Sakrkar, Mr. Sumant Batra Ms. Srishti Kapoor Mr. Sayan Ray and Mr. Kanu Agarwal, Advocates for Committee of Creditors.

Mr. Amit Sibal, Senior Advocate with Mr. Nakul Sachdeva, Mr. Somesh Dhawan, Mr. Pranshu Paul, Mr. Sohan Kumar Ms. Tanya and Avinash Amarnath, Advocates for the RP.

Mr. Krishna Thakker and Mr. Ashish Rana, Advocates for Export Import Bank.

With
Company Appeal(AT)(Insolvency) No. 188 of 2018

IN THE MATTER OF:

Rajputana Properties Pvt. Ltd.

...Appellant

Vs

Ultratech Cement Ltd. & Ors.

....Respondents

Present:

For Appellant: Mr. Arun Kathpalia, Senior Advocate with Ms. Misha, Mr. Siddhant Kant, Ms. Bani Brar, and Ms. Jasveen Kaur, Advocates.

For Respondents: Dr. A.M. Singhvi, Mr. Amarendra Sharan, Senior Advocates along with Mr. Mahesh Agarwal, Mr. Himanshu Satija, Mr. Devanshi Singh, Mr. Avishkar Singhvi, and Ms. Aastha Mehta, and Advocates for UltraTech Cement Ltd

Mr. Arvind Kumar Gupta Advocate for Binani Industries Ltd.

Mr. P.V. Dinesh, Advocate for SBI, Hongkong,

Mr. Krishna Thakker and Ashish Rana for Export Import Bank

Mr. Arif S. Doctor, Mr. Nimay Dave, Mr. Dhaval Vussonji, Mr. Anirudh Wadhwa, Mr. Akash Jhauri and Ms. Divyata Badiani, Advocates for Operational Creditors.

Mr. Tushar Mehta, Mr. Sanjiv Sen, Senior Advocates, along with Mr. R. Sudhinder, Ms. Nimita Kaul, Mr. Amrita Sakrkar, Mr. Sumant Batra Ms. Srishti Kapoor Mr. Sayan Ray and Mr. Kanu Agarwal, Advocates for Committee of Creditors.

Mr. Amit Sibal, Senior Advocate with Mr. Nakul Sachdeva, Mr. Somesh Dhawan, Mr. Pranshu Paul, Mr. Sohan Kumar Ms. Tanya and Avinash Amarnath, Advocates for the RP.

With
Company Appeal(AT)(Insolvency) No. 216 of 2018

IN THE MATTER OF:

Binani Industries Limited

...Appellant

Vs

Binani Cements Limited & Anr.

....Respondents

Present:

For Appellant: Mr. S.N. Mukherjee, Senior Advocate along with Mr. Arvind Kumar Gupta, and Mr. C.S. Chauhan, Advocates

For Respondents: Mr. Arun Kathpalia, Senior Advocate with Ms. Misha, Mr. Siddhant Kant, Ms. Bani Brar, and Ms. Jasveen Kaur, Advocates for Rajputana Properties Pvt. Ltd.

Mr. Tushar Mehta, Mr. Sanjiv Sen, Senior Advocates, along with Mr. R. Sudhinder, Ms. Nimita Kaul, Mr. Amrita Sakrkar, Mr. Sumant Batra Ms. Srishti Kapoor Mr. Sayan Ray and Mr. Kanu Agarwal, Advocates for Committee of Creditors.

Mr. Amit Sibal, Senior Advocate with Mr. Nakul Sachdeva, Mr. Somesh Dhawan, Mr. Pranshu Paul, Mr. Sohan Kumar Ms. Tanya and Avinash Amarnath, Advocates for the RP.

Mr. Krishna Thakker and Ashish Rana for Export Import Bank

And

Company Appeal(AT)(Insolvency) No. 234 of 2018

IN THE MATTER OF:

**Mr. Vijay Kumar Iyer
Resolution Professional**

...Appellant

Vs

Mr. Braj Bhusandas Binani & Ors.

....Respondents

Present:

For Appellant: Mr. Amit Sibal, Senior Advocate with Mr. Nakul Sachdeva, Mr. Somesh Dhawan, Mr. Pranshu Paul, Mr. Sohan Kumar Ms. Tanya and Avinash Amarnath, Advocates for the RP.

For Respondents: Mr. Arun Kathpalia, Senior Advocate with Ms. Misha, Mr. Siddhant Kant, Ms. Bani Brar, and Ms. Jasveen Kaur, Advocates for Rajputana Properties Pvt. Ltd.

Dr. A.M. Singhvi, Mr. Amarendra Sharan, Senior Advocates along with Mr. Mahesh Agarwal, Mr. Himanshu Satija, Mr. Devanshi Singh, Mr. Avishkar Singhvi, and Ms. Aastha Mehta, and Advocates for UltraTech Cement Ltd

Mr. Tushar Mehta, Mr. Sanjiv Sen, Senior Advocates, along with Mr. R. Sudhinder, Ms. Nimita Kaul, Mr. Amrita Sakrkar, Mr. Sumant Batra Ms. Srishti Kapoor Mr. Sayan Ray and Mr. Kanu Agarwal, Advocates for Committee of Creditors.

Mr. Arif S. Doctor, Mr. Nimay Dave, Mr. Dhaval Vussongi, Mr. Anirudh Wadhwa, Mr. Akash Juhari and Ms. Divyata Badlani, Advocates for Operational Creditors.

ORDER

07.08.2018 Heard Mr. S.N. Mukherjee, learned Senior Counsel appearing on behalf of Binani Industries Ltd. Hearing concluded. Heard Mr. Tushar Mehta, learned Senior Counsel appearing on behalf of Committee of Creditors. Hearing concluded. Heard Mr. Arif S. Doctor, learned Counsel appearing on behalf of Operational Creditors. Hearing concluded. Heard Mr. P.V. Dinesh, learned Counsel appearing on behalf of State Bank of India, Hong Kong (one of the Financial Creditors). Hearing concluded. Heard Mr. Krishna Thakker, learned Counsel appearing on behalf of Export Import Bank (One of the Financial Creditor). Hearing concluded. We intend to hear learned Counsel for Rajputana Properties Pvt. Ltd. in reply argument on the next date. Learned Counsel for the Resolution Professional will also address thereafter.

Post these appeals for further hearing on **13th August, 2018 at 2.00 PM**
on the top of the list.

[Justice S.J. Mukhopadhaya]
Chairperson

[Justice Bansi Lal Bhat]
Member (Judicial)

Akc/gc