

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. Arvind Kumar Gupta, Ms. Henna George, Advocates

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

Mr. Sanjiv Sen, Senior Advocate along with Mr. R. Sudhinder, Mr. Soorjya Ganguli, Ms. Nimita Kaul, Ms. Amita Sarkar, and Mr. Sumant Batra, Advocates for Committee of Creditors.

Mr. Amit Sibal, Senior Advocate with Mr. Nakul Sachdeva, Mr. Somesh Dhawan, Mr. Pranshu Paul, Mr. Soham Kumar, Mr. Avinash Amarnath, and Advocates for the RP with Mr. Vijay Iyer, RP in person.

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. Manu Nair, Mr. Siddhant Kant, Mr. Hitesh Kumar Saini, Ms. Bani Brar, and Ms. Jasveen Kaur, Advocates

For Respondents: Mr. Arvind Kumar Gupta, Ms. Henna George, Advocates, for Binani Industries.

Dr. A.M. Singhvi, Mr. Amarendra Sharan, Senior Advocates along with Mr. Mahesh Agarwal, Mr. Amar Dave, Mr. Himanshu Satija, Mr. Amit Bhandari, Mr. Avishkar Singhvi, Ms. Aastha Mehta, and Mr. Divyang Advocates for UltraTech Cement Ltd

Mr. Sanjiv Sen, Senior Advocate along with Mr. R. Sudhinder, Mr. Soorjya Ganguli, Ms. Nimita Kaul, Ms. Amita Sarkar, and Mr. Sumant Batra, Advocates for Committee of Creditors.

Mr. Amit Sibal, Senior Advocate with Mr. Nakul Sachdeva, Mr. Somesh Dhawan, Mr. Pranshu Paul, Mr. Soham Kumar, Mr. Avinash Amarnath, and Advocates for the RP with Mr. Vijay Iyer, RP in person

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. Manu Nair, Mr. Siddhant Kant, Mr. Hitesh Kumar Saini, 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. Amar Dave, Mr. Himanshu

Satija, Mr. Amit Bhandari, Mr. Avishkar Singhvi, Ms. Aastha Mehta, and Mr. Divyang Advocates for UltraTech Cement Ltd

Mr. Arvind Kumar Gupta, Ms. Henna George, Advocates, for Binani Industries.

Mr. Sanjiv Sen, Senior Advocate along with Mr. R. Sudhinder, Mr. Soorjya Ganguli, Ms. Nimita Kaul, Ms. Amita Sarkar, and Mr. Sumant Batra, Advocates for Committee of Creditors.

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

Mr. Amit Sibal, Senior Advocate with Mr. Nakul Sachdeva, Mr. Somesh Dhawan, Mr. Pranshu Paul, Mr. Soham Kumar, Mr. Avinash Amarnath, and Advocates for the RP with Mr. Vijay Iyer, RP in person.

Mr. K. Thakar and Mr. Ashish Rana, Advocates for Export Import Bank.

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. Arvind Kumar Gupta, Ms. Henna George, Advocates.

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

Mr. Sanjiv Sen, Senior Advocate along with Mr. R. Sudhinder, Mr. Soorjya Ganguli, Ms. Nimita Kaul, Ms. Amita Sarkar, and Mr. Sumant Batra, Advocates for Committee of Creditors.

Mr. Amit Sibal, Senior Advocate with Mr. Nakul Sachdeva, Mr. Somesh Dhawan, Mr. Pranshu Paul, Mr. Soham Kumar, Mr. Avinash Amarnath, and Advocates for the RP with Mr. Vijay Iyer, RP in person

Mr. P.V. Dinesh and Mr. Rajendra Beniwal, Advocates for Respondent No. 5 - SBI, Hongkong.

Mr. K. Thakar and Mr. Ashish Rana, Advocates 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. Soham Kumar, Mr. Avinash Amarnath, and Advocates for the RP with Mr. Vijay Iyer, RP in person.

For Respondents:

Mr. Arun Kathpalia, Senior Advocate with Ms. Misha, Mr. Manu Nair, Mr. Siddhant Kant, Mr. Hitesh Kumar Saini, 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. Amar Dave, Mr. Himanshu Satija, Mr. Amit Bhandari, Mr. Avishkar Singhvi, Ms. Aastha Mehta, and Mr. Divyang Advocates for UltraTech Cement Ltd

Mr. Sanjiv Sen, Senior Advocate along with Mr. R. Sudhinder, Mr. Soorjya Ganguli, Ms. Nimita Kaul, Ms. Amita Sarkar, and Mr. Sumant Batra, Advocates for Committee of Creditors.

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

Mr. P.V. Dinesh and Mr. Rajendra Beniwal, Advocates for Respondent No. 5 - SBI, Hongkong,

ORDER

24.08.2018 Learned senior Counsel appearing on behalf of Resolution Professional has filed a copy of the Resolution Plan submitted by the Rajputana Properties Pvt. Ltd as also the written submission on behalf of Resolution Professional. It is informed that plan of Ultratech Cement Pvt. Ltd. is already on record.

In view of the argument advanced by learned Counsel for Export Import Bank and State Bank of India- Hongkong Branch, Mr. Arun Kathpalia, learned Senior Counsel appearing on behalf of Rajputana Properties Pvt. Ltd intends to reply.

Post these cases for hearing on **27th August, 2018 at 12.00 Noon** on the top of the list.

[Justice S.J. Mukhopadhaya]
Chairperson

[Justice Bansi Lal Bhat]
Member (Judicial)

Akc/gc