

NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI

Company Appeal (AT) (Insolvency) No. 336 of 2017

IN THE MATTER OF:

Naveen Luthra

...Appellant

Vs.

Bell Finvest (India) Ltd. & Anr.

...Respondents

Present:

**For Appellant: - Shri Arun Kathpalia, Senior Advocate assisted by
Shri Febin Mathew and Ms. Sonali Khanna,
Advocates**

**For 1st Respondent:- Shri Vinit Mehta and Shri G. Aniruth
Purusothaman, Advocates**

Company Appeal (AT) (Insolvency) No. 07 of 2018

IN THE MATTER OF:

Avance Logistics & Trading India Pvt. Ltd.

...Appellant

Vs.

Bell Finvest (India) Ltd.

...Respondent

Present:

**For Appellant: - Ms. Shruti Agarwal, Advocate and Shri A.
Antarkar, Company Secretary**

**For Respondent:- Shri Vinit Mehta and Shri G. Aniruth
Purusothaman, Advocates**

Company Appeal (AT) (Insolvency) No. 10 of 2018

IN THE MATTER OF:

Bell Finvest India Ltd.

...Appellant

Vs.

**Intercon Container & Survey
& Commodities Pvt. Ltd.**

...Respondent

**For Appellant: - Shri Vinit Mehta and Shri G. Aniruth
Purusothaman, Advocates**

**For Respondent:- Ms. Shruti Agarwal, Advocate
Shri A. Anterkar, Company Secretary**

O R D E R

05.02.2018- Heard Shri Arun Kathpalia, learned Senior Counsel appearing on behalf of the appellant in Comp. App. (AT)(Ins.) No. 336 of 2017. Hearing remained inconclusive.

As similar question arises in rest of the two appeals – Comp. App. (AT)(Ins.) No. 07 of 2018 and Comp. App. (AT)(Ins.) No. 10 of 2018, they may also be listed along with the Comp. App. (AT)(Ins.) No. 336 of 2017.

Post the matter on 20th February, 2018 for further hearing as first case after admission (after notice) matters.

Since order of moratorium has been passed and the Resolution Professional has already been appointed and granting interim relief will amount to restoration of suspended Board of Directors to manage the affairs of the Corporate Debtor, this Court is not inclined to pass any order of stay. Prayer for stay is rejected. However, any action taken during the pendency of the appeal(s) by the Resolution Professional /Committee of Creditors or order passed by the Adjudicating Authority shall be subject to the decision of the appeal(s).

(Justice S.J. Mukhopadhaya)
Chairperson

(Justice Bansi Lal Bhat)
Member(Judicial)

ns/gc