

NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI

Company Appeal (AT) (Insolvency) No. 289 of 2017

IN THE MATTER OF:

Srei Equipment Finance Ltd.

...Appellant

Vs

Sree Metalinks Ltd.

....Respondent

Present:

For Appellant:

**For Respondent: Mr. Parag Tripathi, Ms. Gauri Rasgotra,
Mr. Raunak Dhillon, Mr. Karan Khanna,
Ms. Ananya Dhar Choudhury, Ms. Mishika Bajpai,
Mr. Sumant Batra, Ms. Honey Satpal, Advocates.**

O R D E R

05.01.2018: Learned Counsel for the Appellant submitted that the 'Corporate Debtor' acting as 'Resolution Applicant' filed the resolution plan, which was accepted by the majority of the Committee of Creditors inspite of opposition by the appellant (Financial Creditor). However, before the Adjudicating Authority, a resolution plan was produced which is different and purported to have been filed by the 'Promoter of the Corporate Debtor' who is a third party.

In view of statement as made above, we intend to go through the records such as the advertisement if any issued calling for applications from Resolution Applicants to submit their respective resolution plans; number of resolution plans, if submitted by one or other Resolution Professional; the decision of the Committee of Creditors in which one or other resolution plan was approved and the resolution plan which has been approved by the Adjudicating Authority.

The Resolution Applicant who has already appeared, is allowed to produce the copies of the records as noticed and referred above.

Post the matter on 18th January, 2018.

(Justice S. J. Mukhopadhaya)
Chairperson

am/gc