

**NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI**

**I.A. No. 32 of 2018**

**In**

**Company Appeal (AT) (Insolvency) No. 334 of 2017**

**IN THE MATTER OF:**

**Dakshin Gujarat VIJ Co. Ltd.**

**...Appellant**

**Vs.**

**M/s. ABG Shipyard Ltd. & Anr.**

**...Respondents**

**Present: For Appellant: - Mr. Pradeep Misra and Mr. Manoj Kumar Sharma, Advocates.**

**For Respondents:- Mr. Atul Sharma, Mr. Abhishek Sharma and Ms. Ashly Cherian, Advocates.**

**O R D E R**

**15.01.2018-** An application has been filed by 'Resolution Professional' requesting to extend the time granted by this Appellate Tribunal on 3<sup>rd</sup> January, 2018 to pay the current charges to the Appellant upto 31<sup>st</sup> December, 2017. Prayer has been made to allow further four weeks' time to pay the amount, in view of the fact only sum of Rs. 7 lakhs is available in the account whereas Rs. 5 lakhs is payable for the month of December.

Learned counsel appearing on behalf of the Appellant submits that the period of moratorium will come to an end by the end of January, 2018 and if the amount is not paid, it is open to the Appellant to disconnect the electricity after the period of moratorium is over.

Contd/-.....

Taking into consideration the facts and circumstances of the case, while we reject the prayer for extension of time of four weeks, we allow the 'Resolution Professional' to pay the current electricity charges for the month of December, 2017 by 7<sup>th</sup> February, 2018, failing which, it will be open to the Appellant to disconnect the electricity.

I.A. No.32 of 2018 stands disposed of.

Post the matter for admission on 8<sup>th</sup> February, 2018 in place of 17<sup>th</sup> January, 2018.

(Justice S.J. Mukhopadhaya)  
Chairperson

(Justice Bansi Lal Bhat)  
Member(Judicial)

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