

NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI

Company Appeal (AT) (Insolvency) No. 27 of 2018

IN THE MATTER OF:

Martin S. K. Golla

...Appellant

Vs.

State Bank of India Ltd. & Anr.

...Respondents

Present: For Appellant: - Mr. Amir Arsiwala, Advocate.

**For Respondents:- Mr. P.V. Dinesh and Ms. Arushi Singh,
Advocates for Respondent No.1.**

O R D E R

24.01.2018- Learned counsel for the Appellant submits that the application under Sections 73 and 77 of the 'Insolvency and Bankruptcy Code, 2016' was not maintainable before the Adjudicating Authority (National Company Law Tribunal), nor the Adjudicating Authority had jurisdiction to pass any observation with regard to 'Insolvency Resolution Professional'.

Let notice be issued on the Respondents both in the matter of petition for condonation of delay and appeal by Speed Post. Ms. Arushi Singh, Advocate accepts notice on behalf of the 1st Respondent and may file reply within a week. The 2nd Respondent being a 'Corporate Debtor' represented through 'Insolvency Resolution Professional', no separate notice need be issued to 2nd Respondent.

Contd/-.....

Post the matter on 31st January, 2018.

The appeal may be disposed of at the stage of admission.

(Justice S.J. Mukhopadhaya)
Chairperson

(Justice Bansi Lal Bhat)
Member(Judicial)

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