

NATIONAL COMPANY LAW APPELLATE TRIBUNAL
NEW DELHI

Company Appeal (AT) (Insolvency) No. 113 of 2017

IN THE MATTER OF:

M/s. Bhagwan Motors Pvt. Ltd.

...Appellant

Versus

Harshad V. Vora

...Respondent

Present:

For Appellant : Shri Vishwajeet Joshi, Advocate

For Respondent : Shri Rajeshwer Kr. Gupta, Advocate

O R D E R

27.07.2017 The only question arises is whether a notice u/s 8 of the Insolvency and Bankruptcy Code, 2016 (hereinafter referred to as the 'I&B Code') can be issued by an 'Operational Creditor' through a lawyer/advocate. Learned counsel for the appellant submits that the appellant has already paid the amount through debit note to the respondent - 'Operational Creditor'.

Let notice be issued on respondent.

Shri Rajeshwer Kr. Gupta, Advocate accepts notice on behalf of the respondent. No further notice need be issued. He may file a short reply within a week. The appeal may be disposed of at the stage of admission.

Post the matter on 16th August, 2017.

[Justice S.J. Mukhopadhaya]
Chairperson

[Balvinder Singh]
Member (Technical)