

NATIONAL COMPANY LAW APPELLATE TRIBUNAL
NEW DELHI

Company Appeal (AT) (Insolvency) No. 341 of 2018

IN THE MATTER OF:

AAA Landmark Private Limited & Anr.

...Appellants

Versus

Hari Kishan Sharma & Ors.

...Respondents

Present:

**For Appellants: Mr. Arun Kathpalia, Senior Advocate assisted by
 Mr. Rohit K. Naagpal, Advocate**

**For 3rd Respondent: Mr. Suresh Kumar, Advocate
 Ms. Ranjana Roy Gawai, Advocate
 Mr. Amit Prasad, Mr. Neeraj Yadav and Mr. Dinesh,
 Advocates**

O R D E R

04.07.2018 Let notice be issued on the respondents. Mr. Suresh Kumar, Advocate accepts notice on behalf of 3rd Respondent. No further notice be issued on it. He may file reply along with Vakalatnama within a week.

Let notice be issued on rest of the respondents by Speed Post. Requisites along with process fee, if not already filed, be filed by tomorrow i.e. 5th July, 2018. If the appellant provides the e-mail address of respondents, let notice be also issued through e-mail.

It will also be open to the appellants to take Dasti service along with this order on Mr. Anurag Sharma, 'Interim Resolution Professional', who may appear and file reply and state why he will continue after thirty days, if his name has not been approved by the 'Committee of Creditors'.

Prima facie, we are of the view that the 'Interim Resolution Professional' cannot continue beyond thirty days, if his name is not approved by majority

voting share of the 'Committee of Creditors', but to ensure that the 'corporate insolvency resolution process' do not suffer, we allow the 2nd Respondent, Mr. Anurag Sharma, to continue till the decision of this Appellate Tribunal.

Post the matter on 25th July, 2018 for 'Admission (After Notice) as the first case. The appeal may be disposed of at the stage of admission.

[Justice S.J. Mukhopadhaya]
Chairperson

[Justice Bansi Lal Bhat]
Member (Judicial)

/ns/sk/