

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

**Company Appeal (AT) (Insolvency) No. 202 of 2018**

**IN THE MATTER OF:**

**Shri Ram Residency Pvt. Ltd.**

**...Appellant**

**Versus**

**Kuldeep Verma (R.P.)**

**Jalan International Pvt. Ltd. & Ors.**

**...Respondents**

**Present:**

**For Appellant :**            **Mr. Sudipto Sarkar, Senior Advocate assisted by  
Mr. Indranil Ghosh, Mr. Dhiren Sharma, Mr.  
Arindam Gupta, Mr. Anup Kumar and Mr. Kunal  
Singh, Advocates**

**For 1<sup>st</sup> Respondent:**    **Mr. Sumant Batra, Ms. Srishti Kapoor, Mr. Saurabh  
Kalia and Mr. Rahul Ahuja, Advocates for R.P.**

**For 2<sup>nd</sup> Respondent :**   **Mr. Ramji Srinivasan, Senior Advocate assisted by  
Mr. Bharat Sangal, Ms. Suchitra Valjee, Mr. Naveen  
Hegde, Ms. Aishwarya Nabh and Ms. Babita  
Kushwaha, Advocates**

**O R D E R**

**10.07.2018**            The question arises for consideration in this appeal is whether the 'Resolution Professional' can replace information/memorandum after the matter is placed before the 'Committee of Creditors' (Coc) and without bringing the fact to the notice of the 'Committee of Creditors'. To decide the issue, it is desirable to notice the relevant dates on which the 'Resolution Plans' were originally submitted by the appellant and 8<sup>th</sup> Respondent, the decision, if any, taken by the 'Committee of Creditors' to call for 'revised plan', date of filing of the revised plan by the parties and the reason for calling fresh

Information/memorandum and whether the same was brought to the notice of the 'Committee of Creditors.

Post the case for 'admission (After Notice)' on 16<sup>th</sup> July, 2018 as 1<sup>st</sup> case .

[Justice S.J. Mukhopadhaya]  
Chairperson

[ Justice Bansilal Bhat ]  
Member (Judicial)

/ns/sk/