

NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI
Company Appeal (AT) (Insolvency) No. 389 of 2018

IN THE MATTER OF:

**Mr. Anil Kohli, R.P. for
Dunar Foods Ltd.**

...Appellant

Versus

Directorate of Enforcement

...Respondent

Present: For Appellant : Mr. Abhishek Anand, Advocate

O R D E R

23.07.2018 The question arises for consideration in this appeal is whether during the moratorium, the property of the 'Corporate Debtor' can be attached by the Directorate of Enforcement under the provisions of the 'Prevention of Money Laundry Act, 2002'. As effect of moratorium will apply to all the assets of the 'Corporate Debtor' and we find that parallel proceedings for attachment of the property of the 'Corporate Debtor' has been passed by the Directorate of Enforcement, we intend to issue notice on the respondent and also intend to hear the Union of India. Therefore, we allow the appellant to implead Union of India through Secretary, Ministry of Finance, Department of Revenue, North Block, New Delhi as party Respondent No. 2.

Let notice be issued on both the Respondents by Speed Post. Requisites along with process fee, if not filed, be filed by 25th July, 2018. If the appellant provides *e-mail* address of the respondents, let notice also be issued through *e-mail*. Dasti service is also permitted.

Post the case on 8th August, 2018 within first five cases.

[Justice S.J. Mukhopadhaya]
Chairperson

[Justice Bansi Lal Bhat]
Member (Judicial)