

**NATIONAL COMPANY LAW APPELLATE TRIBUNAL**  
**Company Appeal (AT) (Insolvency) No. 401 of 2018**

**IN THE MATTER OF:**

**Brij Associates**

**...Appellant**

**Versus**

**Associated Lighting Pvt. Ltd.**

**...Respondent**

**Present:**

**For Appellant :**                      **Mr. Anurag Bhatt and Mr. Abhishek Kumar,  
Advocates**

**For Respondent:**                      **Ms. Misha, Ms. Srishti Khare and Ms. Jasveen Kaur,  
Advocates for R.P.**

**O R D E R**

**27.07.2018**              Learned counsel for the appellant submitted that Notice under Section 8(1) of the Insolvency and Bankruptcy Code, 2016 was sent on 8<sup>th</sup> March, 2018 on the 'Operational Creditor', which was served on 10<sup>th</sup> March, 2018, as is evident from the 'Track Record' of the 'Indian Speed Post'. In this background, *prima facie*, the Tribunal was not correct in observing that the appellant should have filed affidavit that more than 10 days have been passed after service of notice.

Let notice be issued on the respondent by Speed Post. Requisite along with process fee, if not filed, be filed by 30<sup>th</sup> July, 2018. If the appellant provides the *e-mail* address of respondent, let notice be also issued through *e-mail*.

Post the case 'for admission' on 17<sup>th</sup> August, 2018.

[Justice S.J. Mukhopadhaya]  
Chairperson

[ Justice Bansi Lal Bhat ]  
Member (Judicial)

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