

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

**Company Appeal (AT) (Insolvency) No. 375 of 2018**

**IN THE MATTER OF:**

**Joginder Singh Lather**

**...Appellant**

**Vs.**

**AU Small Finance Bank Ltd.**

**...Respondent**

**Present: For Appellant: - Mr. Jasbir Singh Malik, Mr. Sumesh Dhawan and Ms. Tannya Baranwal, Advocates.**

**For Respondent:- Mr. Mrityunjay Kumay, Advocate.**

**O R D E R**

**30.07.2018—** Learned counsel for the Appellant submits that settlement has already been made with the Respondent- 'AU Small Finance Bank Limited'. However, that cannot be a ground to set aside the impugned order dated 13<sup>th</sup> June, 2018.

2. Learned counsel for the Appellant submits that the Appellant also intends to negotiate with the other creditors and to take steps to settle their claim. If such settlement is made, the 'Committee of Creditors' by its 90% majority may allow the party to withdraw the petition. We accordingly allow the Appellant to negotiate with the other Creditors.

3. Post the case 'for orders' on 30<sup>th</sup> August, 2018.

(Justice S.J. Mukhopadhaya)  
Chairperson

(Justice Bansi Lal Bhat)  
Member(Judicial)

Ar/uk