

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

**Company Appeal (AT) (Insolvency) No. 110 of 2018**

**IN THE MATTER OF:**

**Shriram EPC Limited**

**...Appellant**

**Vs.**

**Assets Care and Reconstruction  
Enterprise Limited (ACRE)**

**...Respondent**

**Present: For Appellant: - Mr. Arun Kathpali, Senior Advocate  
with Ms. Pooja M. Saigal, Ms. Khyati Sharma and Mr.  
Samaksh Goyal, Advocates.**

**ORDER**

**27.03.2018** — Let notice be issued on Respondent by speed post. Requisite along with process fee, if not filed, be filed by 28<sup>th</sup> March, 2018. If the Appellant provides the e-mail address of Respondent, let notice be also issued through e-mail.

Post the matter on 25<sup>th</sup> April, 2018.

In the meantime, the operation of the impugned order dated 8<sup>th</sup> March, 2018, passed by the Adjudicating Authority (National Company Law Tribunal), Chennai in Company Petition No. 714/IB/2017 shall remain stayed. However, the pendency of this appeal will not come in the way of the Adjudicating Authority to decide the application under section 7 of the Insolvency and Bankruptcy Code, 2016 (hereinafter referred to as "I&B Code") on its merit, taking into consideration the objection raised

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by the Appellant-‘Corporate Debtor’, including the objection that there is no default and therefore, the application under Section 7 of the ‘I&B Code’ is not maintainable.

(Justice S.J. Mukhopadhaya)  
Chairperson

(Justice Bansilal Bhat)  
Member(Judicial)

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