

NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI

Company Appeal (AT) (Insolvency) No. 292 & 293 of 2017

IN THE MATTER OF:

Adiya Kumar Jajodia

...Appellant

Vs

Srei Infrastructure Finance Ltd. & Ors.

....Respondents

Present:

**For Appellant: Mr. Ajay Gaggar and Mr. Robin Singh Sirohi,
Advocates**

**For Respondents: Mr. Arijit Mazumdar and Mr. R. N. Ghosh,
Advocates for R-1.**

**Mr. Rishav Banerjee and Ms. Jayantika Ganguly,
Advocates for R-2 (RP)**

Mr. Bhavesh Verma, Advocate for R-3.

With

Company Appeal (AT) (Insolvency) No. 324 of 2017

IN THE MATTER OF:

Allahabad Bank

...Appellant

Vs

SREI Infrastructure Finance Ltd. & Anr.

....Respondents

Present:

For Appellant: Mr. Ashok Kumar Jain, Advocate.

**For Respondents: Mr. Arijit Mazumdar, Mr. R. N. Ghosh, Mr. Akshay
Chandra and Mr. Shambo Nandy, Advocates for R-
1.**

**Mr. Rishav Banerjee and Ms. Jayantika Ganguly,
Advocates for R-2 (RP).**

ORDER

Company Appeal (AT) (Insolvency) No. 292 & 293 of 2017

27.03.2018: Admit.

Reply has been filed by 1st Respondent (Financial Creditor). Another reply has been filed by 3rd Respondent (Principal Borrower), who has supported the case of the Appellant – Shareholder/Director of the Corporate Debtor.

Learned counsel appearing on behalf of the 1st Respondent submits that 3rd Respondent being the Principal Borrower is supporting the case of the Appellant and it has brought on record certain new facts to which the 1st Respondent intends to file reply.

Taking into consideration the fact that the Corporate Insolvency Resolution Process was initiated under Section 7 at the instance of the 1st Respondent and he has a role to play, we allow the 1st Respondent to file reply to the stand taken by the 3rd Respondent in its reply within 10 days. Particularly, in response to the enclosures attached thereto.

2nd Respondent is allowed to file reply in course of the day after serving the copy of the same to the counsel of the parties.

Company Appeal (AT) (Insolvency) No. 324 of 2017

Admit.

Respondent no. 1 has filed an application challenging the maintainability of this appeal. Counsel for the Appellant prays for and allowed to file reply within one week. Respondent no. 2 prays for and allowed a weeks' time to file reply to the appeal. Appellant may file rejoinder within a week thereof.

Post both these appeals on **17th April, 2018.**

[Justice S.J. Mukhopadhaya]
Chairperson

[Justice Bansi Lal Bhat]
Member (Judicial)

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