

**NATIONAL COMPANY LAW APPELLATE TRIBUNAL**

**NEW DELHI**

**COMPANY APPEAL (AT) (Ins) No.42 OF 2017**

**In the matter of:**

**M/s. Noida Software Technology  
India Pvt Ltd.**

**... Appellant**

**Vs**

**M/s. Ingram Micro India Pvt. Ltd.**

**.... Respondents**

**Along with Company Appeal (AT) (Ins) No. 43 of 2017**

**M/s. Dr Jain Video on Wheels Ltd.**

**... Appellant**

**Vs**

**M/s. Ingram Micro India Pvt. Ltd.**

**.... Respondents**

**Present:**

**For Appellants:- Mr Rudreshwar Singh, Mr Kushal Gupta  
and Mr Jayant Mehta, Advocates.**

**ORDER**

**02.05.2017-** Ld. Counsel for the Appellants submits that once the Operational Creditor was granted time to remove the defects by filing proof of despatch and date of service by the order dated <sup>11<sup>th</sup></sup> April 2017 passed by 'adjudicating authority, there was no occasion for the 'adjudicating authority' grant further seven day's time to remove and other defects, as ordered by the impugned order dated 25th April, 2017.

Let notice be issued on Respondent by Speed Post to state as to why the appeal be not admitted and relief be not granted. Requisites along with process fee, if not filed, be filed by tomorrow. If the Appellant provides e-mail address of the Respondent, let notice be also issued through e-mail. Post the matter on 15th May 2017.

During the pendency of this Appeal, if the 'adjudicating authority' admits the Petition, it would be subject to the decision of this Appeal.

**(Justice S. J. Mukhopadhaya)  
Chairperson**