

NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI

Company Appeal (AT) No. 72 of 2017

IN THE MATTER OF:

Bharat Kumar Agarwal

...Appellant

Vs.

Shri Bankhandi Nath Developers Pvt. Ltd. & Ors. ...Respondents

**Present: For Appellant:- Dr. U.K.Chaudhary, Senior Advocate
with Mr. Himanshu Vij and Mr. Mansuymmer Singh,
Advocates.**

For Respondents:-

ORDER

22.05.2017- Admit. Heard in part.

There is nothing on record to suggest that the 4th respondent who executed the agreement in favour of the company and taken advance of Rs.1 Crore has returned back the advance amount with interest to the company.

Ld. Counsel appearing on behalf of 4th Respondent and the beneficiary Respondent are allowed three days' time to file an Affidavit enclosing copy of evidence, if any, to show that the sum of Rs. 1 crore paid up by the Company in advance towards agreement were returned with interest. Rejoinder be filed within two days.

Post the matter on 25th May, 2017.

(Justice S.J. Mukhopadhaya)
Chairperson

(Mr. Balvinder Singh)
Member(Technical)

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