

NATIONAL COMPANY LAW APPELLATE TRIBUNAL
NEW DELHI

Company Appeal (AT) (Insolvency) No. 193 of 2018

IN THE MATTER OF:

DCB Bank Ltd.

...Appellant

Versus

Prag Distillery Pvt. Ltd.

...Respondent

Present:

For Appellant :

**Mr. Sunip Sen, Ms. Sutapa Saha, Mr. Jatin Zaveri
and Mr. Neel Kamal Mishra, Advocates**

O R D E R

08.05.2018 *Prima facie* we find no illegality in the impugned order passed by the Adjudicating Authority as it appears that during the moratorium period the bank intended to debit certain amount, which amounts to adjustment of loan amount and is not permissible. However, on the request of the learned counsel for the appellant, we adjourn the case to address on the issue.

Post the case for 'admission (fresh cases) on 14th May, 2018.

[Justice S.J. Mukhopadhaya]
Chairperson

[Justice Bansi Lal Bhat]
Member (Judicial)