

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

**I.A. No. 593 and 597 of 2018**  
**IN**  
**Company Appeal (AT) (Insolvency) No. 167 of 2018**

**IN THE MATTER OF:**

**Anil Nanda**

**...Appellant**

**Versus**

**Hari Kishan Sharma & Anr.**

**...Respondents**

**Present:**

**For Appellant :**                **Mr. Arjun Syal and Mr. Shreyan Das, Advocates**

**For Respondent:**            **Mr. Achal Gupta, Advocate**

**Mr. Amit Prasad and Mr. Apoorv Gupta, Advocates**

**Mr. Ashwini Mata, Senior Advocate assisted by  
Mr. Yugank Goel, Advocates for Phoenix ARC Pvt.  
Ltd.**

**O R D E R**

**15.05.2018**        Learned counsel for the 1<sup>st</sup> respondent is allowed ten days' time to file reply. Rejoinder, if any, be filed by the appellant within a week thereof.

Let notice be issued on the 2<sup>nd</sup> Respondent through 'Resolution Professional' by Speed Post. Requisites along with process fee be filed by 17<sup>th</sup> May, 2018. Dasti service is also permitted.

Until further orders, an interim order passed on 27<sup>th</sup> April, 2018 shall continue.

An I.A. No. 593 of 2018 has been filed by 'M/s. AKME RAAGA Flats Buyers' Association Ltd.' for its impleadment as party respondent. Having heard the learned counsel for the appellant and learned counsel appearing on behalf of the intervenor and taking into consideration the interest of flats buyers, we allow the petition. Let 'M/s. AKME Raaga Flats Buyers' Association' be impleaded as respondent No. 3 to the present appeal. The Association may file reply-affidavit within ten days and may enclose a sample copy of agreement to suggest that one or other member come within the meaning of 'Financial Creditors'.

I.A. No. 593 of 2018 stands disposed of.

So far as prayer of appellant for grant of interim relief is concerned, having heard the learned counsel for the parties, we were not inclined to stay the 'corporate insolvency resolution process'. However, the order passed on 27<sup>th</sup> April, 2018 shall continue.

I.A. No. 597 of 2018 stands disposed of.

Post the appeal for 'admission' on 4<sup>th</sup> July, 2018.

[Justice S.J. Mukhopadhaya]  
Chairperson

[ Justice Bansi Lal Bhat ]  
Member (Judicial)

/ns/gc