

NATIONAL COMPANY LAW APPELLATE TRIBUNAL
NEW DELHI

Company Appeal (AT) (Insolvency) No. 184 of 2018

IN THE MATTER OF:

Srei Infrastructure Finance Ltd.

...Appellant

Versus

Sumit Binani & Ors.

...Respondents

Present:

For Appellant : **Mr. Sudipto Sarkar, Senior Advocate assisted by
Mr. Diwakar Maheshwari, Mr. Shaunak Mitra, Mr.
Abhijeet Sinha, Mr. Arijit Mazumdar and Mr. Zulfiqar
Ali Alquaderi, Advocates**

For Respondents : **Mr. Sidhartha Sharma, Ms. Sreenita Ghosh and Mr.
Arjun Asthana, Advocates for R-1**

**Ms. Meghna Rajdhakshya and Mr. Ranjeev Khatana,
Advocates for Respondent Nos. 3, 4 & 8**

**Mr. Arun Kathpalia, Senior Advocate assisted by
Ms. Manish Chaudhary and Mr. Mansumyer Singh,
Advocates for Resolution Applicant**

**Mr. Abhinav Vasisht, Senior Advocate assisted by
Mr. R.N. Ghosh, Mr. Nitish Massey and Mr. Abhishek
Grover, Advocate for Resolution Applicant – Orissa
Metaliks**

O R D E R

21.05.2018 An intervention application has been filed by ‘Orissa Metaliks Private Limited’, who is another ‘Resolution Applicant’. It is alleged that the claim was not considered by the ‘Committee of Creditors (CoC)’. He submitted that the claim has been rejected by the CoC without giving any opportunity.

On hearing the learned counsel for the parties, we allow the intervention application filed by 'Orissa Metaliks Private Limited'. It be impleaded as 10th Respondent in the array of the parties. I.A. No. 569 of 2018 stands disposed of.

Appeal is admitted for hearing. The learned counsel for the appellant is allowed a week's time to file rejoinder-affidavit.

In the meantime, it will be open to the respective parties to file short written submissions, not more than three pages and may highlight the merit or demerit of the 'Resolution Applicants'

Post the case for 'hearing' on 6th July, 2018 at 12.00 Noon.

In the meantime, learned counsel for the appellant will make necessary correction in the cause time, reflecting the defendants of 9th & 10th Respondent.

[Justice S.J. Mukhopadhaya]
Chairperson

[Justice Bansi Lal Bhat]
Member (Judicial)

/ns/gc