

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

**Company Appeal (AT) (Insolvency) No. 228 of 2018**

**IN THE MATTER OF:**

**Tae Hwa Kim**

**...Appellant**

**Vs.**

**Globelink WW India Pvt. Ltd. & Anr.**

**...Respondents**

**Present: For Appellant: - Mr. Piyush Sanglin and Mr. Akshay Patni, Advocates.**

**O R D E R**

**21.05.2018-** Counsel for the Appellant submits that the application under Section 9 of the Insolvency and Bankruptcy Code, 2016 (hereinafter referred to as “I&B Code”) was admitted without serving any demand notice under Section 8(1) of the ‘I&B Code’ and relates to purported default of the year 2011, for which delay has not been explained.

Let notice be issued on Respondents by speed post. Requisite along with process fee, if not filed, be filed by 22<sup>nd</sup> May, 2018. If the Appellant provides the e-mail address of the Respondents, let notice be also issued through e-mail.

Post the matter on 3<sup>rd</sup> July, 2018.

Contd/-.....

The appeal may be disposed of at the stage of admission.

In the meantime, the Interim Resolution Professional will also ensure that the company remains on-going and if so necessary may take assistance of the (suspended) Board of Directors. The person who is authorised to sign the bank cheques may issue cheques only after authorization of the Interim Resolution Professional. The bank account(s) of the 'Corporate Debtor' be allowed to be operated for day-to-day functioning of the company such as for payment of current bills of the suppliers, salaries and wages of the employees'/workmen electricity bills etc.

(Justice S.J. Mukhopadhaya)  
Chairperson

(Justice Bansi Lal Bhat)  
Member(Judicial)

Ar/g