

NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI

Company Appeal (AT) (Insolvency) No. 234 of 2018

IN THE MATTER OF:

**Mr. Vijay Kumar Iyer
Resolution Professional**

...Appellant

Vs.

Mr. Braj Bhusandas Binani & Ors.

...Respondents

Present: For Appellant: - Mr. Raju Ramachandran and Mr. Abhinav Vashisht, Senior Advocate assisted by Mr. Vijay K. Sandhi, Ms. Cauveri Birbal, Mr. Pranshu, Mr. Soumesh Dhawan and Mr. Soham Kumar and Mr. Pranshu Paul, Advocates.

**For Respondents:- Mr. Mukul Rohatgi, Senior Advocate assisted by Mr. Mahesh Agarwal, Ms. Himanshu Satija, Ms. Aartha Mehta, Advocates.
Mr. Sumant Batra and Ms. Srishti Kapoor, Advocate for Committee of Creditors.**

ORDER

22.05.2018- One of the questions arises for consideration in this appeal is whether the Adjudicating Authority (National Company Law Tribunal) has a right to decide the misconduct of a 'Resolution Professional' while entertaining application under Section 60(5) of the Insolvency and Bankruptcy Code, 2016.

Let notice be issued on Respondents by speed post. Requisite along with process fee, if not filed, be filed by 23rd May, 2018. If the Appellant provides the e-mail address of the Respondents, let notice be also issued through e-mail.

Contd/-.....

Post the matter for admission on 10th July, 2018.

(Justice S.J. Mukhopadhaya)
Chairperson

(Justice Bansi Lal Bhat)
Member(Judicial)

Ar/g