

NATIONAL COMPANY LAW APPELLATE TRIBUNAL
NEW DELHI

Company Appeal (AT) (Insolvency) No. 82 of 2018

IN THE MATTER OF:

Binani Industries Ltd.

...Appellant

Versus

Bank of Baroda & anr.

...Respondents

Present:

For Appellant : **Mr. Arvind Kr. Gupta, Mr. Kumar Kartikay and
Mr. Abhinav Raghvanshi, Advocates**

For Respondents: **Mr. Abhinav Vashist, Senior Advocate assisted by
Ms. Cauveri Birbul, Mr. Pranshu Paul, Mr. Soham
Kumar and Mr. Somnath Dhawan, Advocates for
Resolution Professional**

**Mr. R. Sudhinder, Mr. Sumant Batra, Ms. Srishti
Kapoor, Mr. Vijay K. Sondhi and Ms. Amrita,
Advocates for Committee of Creditors**

Company Appeal (AT) (Insolvency) No. 123 of 2018

IN THE MATTER OF:

Rajputana Induxtries Pvt. Ltd.

...Appellant

Versus

Binani Industries Ltd. & Ors.

...Respondents

Present:

For Appellant : **Mr. Gopal Subramaniam and Mr. Arun Kathpalia,
Senior Advocates assisted by
Ms. Misha, Mr. Siddhant Kant, Mr. Hitesh Saini and
Mr. Rajeev, Advocates**

For Respondents: **Mr. Arvind Kr. Gupta, Mr. Kumar Kartikay and
Mr. Abhinav Raghvanshi, Advocates for Binani
Industries**

Mr. Mukul Rohtagi and Dr. Abhishek Manu Singhvi, Senior Advocates assisted by Mr. Mahesh Agarwal, Mr. Amar Dave, Mr. Himanshu Satija, Ms. Astha Mehta, Ms. Sadapurna, Mr. Amit Bhandari and Mr. Aavishkar Singhvi, Advocates for Ultratech Cement

Mr. Abhinav Vashist, Senior Advocate assisted by Mr. R. Sudhinder, Mr. Kumar Kartikay, Mr. Sumant Batra and Mr. Abhinav Raghuvanshi, Ms. Amrita, Advocates for Committee of Creditors

Company Appeal (AT) (Insolvency) No. 188 of 2018

IN THE MATTER OF:

Rajputana Properties Pvt. Ltd..

...Appellant

Versus

Ultratech Cement Pvt. Ltd.

...Respondent

Present:

For Appellant :

Mr. Gopal Subramaniam and Mr. Arun Kathpalia, Senior Advocates assisted by Ms. Misha, Mr. Siddhant Kant, Mr. Hitesh Saini and Mr. Rajeev, Advocates

For Respondent:

Mr. Mukul Rohtagi and Dr. Abhishek Manu Singhvi, Senior Advocates assisted by Mr. Mahesh Agarwal, Mr. Amar Dave, Mr. Himanshu Satija, Ms. Astha Mehta, Ms. Sadapurna, Mr. Amit Bhandari and Mr. Aavishkar Singhvi, Advocates for Ultratech Cement

Mr. Sumant Batra, Advocate for CoC

Mr. Kumar Kartikay and Mr. Abhinav Raghunvanshi, Advocates for Binani Industries Limited

O R D E R

22.05.2018 An application for impleadment has been filed by 'Operational Creditors' in '*Company Appeal (AT) (Insolvency) No. 188 of 2018*'. We have heard

the learned counsel for the parties, we allow the application and implead it as '4th Respondent' to the appeal. The office will make necessary correction in the cause-title of the appeal and **I.A. No. 640 of 2018** stands disposed of.

Another application for impleadment has been filed by 'Committee of Creditors' in '*Company Appeal (AT) (Insolvency) No. 82 of 2018*'. Taking into consideration the fact, we allow the application and implead 'Committee of Creditors' as '3rd Respondent' to the appeal. The office will make necessary correction in the cause-title of the appeal and **I.A. No. 301 of 2018** stands disposed of.

These appeals are admitted for hearing.

List these appeals for 'hearing' on 10th July, 2018 at 2.00 P.M. on the top of the list. In the meantime, parties may also file their respective written submissions, not more than three to five pages.

During the pendency of these appeals the interim order(s) passed earlier shall continue.

[Justice S.J. Mukhopadhaya]
Chairperson

[Justice Bansi Lal Bhat]
Member (Judicial)

/ns/gc