

NATIONAL COMPANY LAW APPELLATE TRIBUNAL
NEW DELHI

Company Appeal (AT) (Insolvency) No. 257 of 2017

IN THE MATTER OF :

OmniActive Health Technologies Limited

... Appellant

Versus

Indus Finance Limited & Ors.

... Respondents

**Present: For Appellant : Shri Darpan Wadhwa, Senior Advocate with
Ms. Niyati Kohli, Shri Nitesh Agarwal and
Shri Arnav Kumar, Advocates**

For Respondent No.1: Shri Vineet Jagtap, Advocate

For Respondent No.2: Shri Ajay Kr. Jain, Advocate

**For Respondent No.1: Shri Bishwajit Dubey and Ms. Sakshi
Malhotra, Advocates**

O R D E R

06.11.2017 According to the appellant, the property in question having sold in favour of the appellant and the sale having been confirmed by the 'Secured Creditor' under the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 ('SARFAESI Act'), the 'Moratorium' cannot be made applicable with regard to such property.

Let Notice be issued on the respondents by Speed Post.

Shri Vineet Jagtap, Advocate appears for 1st Respondent, Shri Ajay Kr. Jain, Advocate appears for 2nd Respondent and Shri Bishwajit Dubey,

Advocate appears for 3rd Respondent and accept notice on behalf of respective respondents. No further notice need be issued to them.

The appellant has already served copy of the paper book on the respondents.

Learned counsel for Respondents Nos. 1, 2 and 3 are allowed ten days' time to file reply along with their respective Vakalatnamas. Rejoinder, if any, be filed within a week thereof.

Post the matter on 28th November, 2017.

[Justice S.J. Mukhopadhaya]
Chairperson

[Justice Bansi Lal Bhat]
Member (Judicial)

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