

NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI

Company Appeal (AT)(Ins.) No. 223 of 2017

IN THE MATTER OF:

Prowess International Pvt. Ltd.

...Appellants

Vs

Action Ispat & Power Pvt. Ltd.

....Respondents

Present:

**For Appellants: Mr. Akhilesh Kr. Srivastava, Advocate.
 Ms. Suhita Mukhopadhyay, PCS.**

For Respondents: None

O R D E R

09.11.2017: The Application preferred by appellant under Section 9 of the Insolvency & Bankruptcy Code has been rejected by impugned order dated 15th March, 2017 on one of the ground the application is barred by Limitation. Such issue appears to have been decided by this Appellate Tribunal in “*Speculum Plast Pvt. Ltd. Vs. PTC Techno Pvt. Ltd., etc.* in Company Appeal (AT) (Ins.) No. 47 of 2017, etc. by common judgment dated 7th November, 2017.

Let notice be issued on respondents by speed post. Requisites along with process fee, if not filed, be filed by tomorrow i.e. 10th November, 2017. If the appellant provides e-mail address of the respondents, let notice be also issued through e-mail.

Post the matter on **27th November, 2017.**

(Justice S. J. Mukhopadhaya)
Chairperson

(Justice A.I.S. Cheema)
Member (Judicial)

(Balvinder Singh)
Member (Technical)

Sh/uk