

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

**Company Appeal (AT) (Insolvency) No. 142 of 2017**

**IN THE MATTER OF :**

**M/s. Summit Aviation Pvt. Ltd.**

**...Appellant**

**Versus**

**Davinder Ahluwalia & Anr.**

**...Respondents**

**Present: For Appellant: Mr. Rakesh Kumar, Mr. Vipin Kr. Yadav  
and Ms. Chetna Bisht, Advocates.**

**For Respondents: Ms. Priyanka Ghorawat, Advocate.**

**ORDER**

**13.11.2017 —** In view of the recent decision of the Hon'ble Supreme Court in ***"Innoventive Industries Ltd. Vs. ICICI Bank and Ors, (Civil Appeal Nos. 8337-8338 of 2017)"*** disposed on 31<sup>st</sup> August, 2017, an application for substitution has been filed by one of the aggrieved person namely Shri Neeraj Bhatia, Director of the 'Corporate Debtor' with prayer to substitute him as Appellant and to transpose the 'Corporate Debtor'- M/s. Summit Aviation Pvt. Ltd. as Respondent No.3.

We have heard learned counsel appearing on behalf of Shri Neeraj Bhatia, Director of the 'Corporate Debtor' and the counsel for the Respondent and taking into consideration the facts and circumstances of the case, we allow the petition for substitution. Let the name of Shri Neeraj Bhatia be substituted as appellant in place of original appellant and the original appellant M/s. Summit Aviation Pvt. Ltd. be transposed as

3<sup>rd</sup> Respondent through 'Interim Resolution Professional'. Let necessary correction be made in the cause title of the appeal in course of day.

I.A. No. 837 of 2017 stands disposed of.

Post the matter on 20<sup>th</sup> November, 2017.

(Justice S.J. Mukhopadhaya)  
Chairperson

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

(Balvinder Singh)  
Member(Technical)

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