

NATIONAL COMPANY LAW APPELLATE TRIBUNAL
NEW DELHI

Company Appeal (AT) (Insolvency) No. 213 of 2017

IN THE MATTER OF:

State Bank of India

...Appellant

Versus

V. Ramakrishnan

...Respondent

Present:

For Appellant : **Shri E. Om Prakash, Senior Advocate assisted by
Shri M. Anbalagan, Advocate**

For Respondent : **Shri V. Raghavachari and Ms. Purti Marwaha,
Advocates**

O R D E R

28.11.2017 The question arises for consideration in this appeal is whether the debt amount for which the Corporate Insolvency Resolution have initiated at the instance of the Corporate Applicant/Corporate Debtor (u/s 10) for recovery of the said very amount simultaneous proceedings under SARFAESI Act, 2002 or D.R.T. Act, 1993 can proceed against the 'personal guarantor' of the Corporate Applicant/Corporate Debtor. The parties should address the Appellate Tribunal on such issue by next date.

Post the matter on 7th December, 2017 at 2.00 P.M.

[Justice S.J. Mukhopadhaya]
Chairperson

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

[Balvinder Singh]
Member (Technical)