

NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI

Company Appeal (AT) (Insolvency) No. 154 of 2017

IN THE MATTER OF:

**Unison Engineering & Construction
Pvt. Ltd.**

...Appellant

Vs.

**Dolphin Offshore Enterprises
(Manritus) Pvt. Ltd.**

...Respondent

**Present: For Appellant:- Mr. Arun Saxena and Ms. Nalini,
Advocates.**

ORDER

04.10.2017- Learned Counsel for the appellant submits that the appellant came to know of the impugned order dated 20th June, 2017 passed by Adjudicating Authority on 25th July, 2017 when it was uploaded in the website. The free copy of the impugned order was supplied to the appellant on 22nd August, 2017. The appeal was filed on 25th August, 2017.

Notice was issued on respondent but in spite of service of notice they did not choose to appear.

In this case the question of condonation of delay does not arise as we are of the view that the appeal has been filed within time.

I.A. No. 540 of 2017 stands disposed of.

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 31st August, 2017, Learned counsel for the appellant prays for and allowed a week's time to file an application for substitution of appellant by an aggrieved person.

Post the matter on 18th October, 2017.

(Justice S.J. Mukhopadhaya)
Chairperson

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

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