

NATIONAL COMPANY LAW APPELLATE TRIBUNAL
NEW DELHI

Company Appeal (AT) No. 298 of 2017

IN THE MATTER OF :

Eyelid Infrastructure Pvt. Ltd. & Ors.

...Appellants

Versus

Mr. Birenchai R. Panchal & Anr.

... Respondents

**Present: For Appellant: Mr. Arun Kathpalia, Senior Advocate
with Mr. Gaurav Goel and Mr. Mohit Bansal, Advocates.**

ORDER

12.09.2017 – One of the question arises in this appeal is whether the National Company Law Tribunal is empowered to recall order passed by erstwhile Company Law Board under the provisions of the Companies Act, 2013 or Rules framed thereunder.

Learned Counsel for the appellant is allowed a week's time to file petition for condonation of delay. If such petition is filed, then notice be issued on respondents by speed-post to state as to why the application for condonation of delay and appeal be not considered and decided on merit. Requisites along with process fee, if not filed, be filed within ten days. If the appellant provides e-mail address of the respondents, let notice also be issued through e-mail. We make it clear that if no application for condonation of delay is filed within a week, the appeal will stand dismissed for non-compliance of the course of the Appellate Tribunal's order.

Post the matter on 16th October, 2017.

(Justice S.J. Mukhopadhaya)
Chairperson

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

(Balvinder Singh)
Member(Technical)