

NATIONAL COMPANY LAW APPELLATE TRIBUNAL
NEW DELHI

COMPANY APPEAL(AT) NO.01 OF 2018

IN THE MATTER OF:

M/s Atmaram B. Agarwal & Ors.

Appellant

Vs

Supriya Prints Pvt Ltd & Ors.

Respondent

Present: For Appellant:- Mr. Atmaram, Director.

For Respondents: - Mr. P. Nagesh and Mr. Dhruv Gupta, Advocates for Respondent No.3.

Mr. Surayanarayanan and Ms Garima Bajaj, Advocates for Respondent 1 and 2.
Mr. Manish Binani, Advocate for Respondent No.3.

O R D E R

10.04.2018 - 1. Appellant is party in person. Counsel for respondents state that they have filed "Bullet Points of arguments to be made".

2. In this matter, it appears that the paper books are not properly marked for easy reference. The appellant should sit with the Registry and do the proper marking of the volumes.

3. Counsel for respondents state that they are not going to file affidavit in reply and would base their arguments on the record.

4. The appeal shall be confined only to the pleadings before the Tribunal whose order is challenged. However, the appellant may with due notice to the respondents and with leave of this Bench urge additional grounds at the time of hearing. If the appellants have already raised any additional grounds at the time of filing this appeal, the appellants shall disclose the same by next date, in writing.

5. The parties may produce copies of petition/documents which are part of the record in Tribunal below, if and to the extent necessary to answer the grounds urged in the appeal. The appellant shall produce (unless already

produced) by next date, copies of all documents referred to and relied on by the Tribunal below in the impugned order.

6. If the parties have produced or want to produce any document which was not part of the records in the Tribunal below, the parties shall make a separate application stating the reasons for not producing it in the Tribunal below, and the necessity for its production in this appeal and seek leave of this Bench for producing and considering such additional documents.

7. It is necessary that appellants file a chart referring to the documents referred to and relied on by NCLT in the impugned order and indicate their page numbers from the various volumes of documents which have been filed in NCLAT. As the appellant No.1 is appearing party in person, for the appellants, respondents may prepare such chart for convenience of the Tribunal and keep it ready with them, in case appellants have difficulty in preparing the chart.

List the appeal on 9.5.2018 for hearing.

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

(Mr. Balvinder Singh)
Member (Technical)

Bm/nn