

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

**Company Appeal (AT) No. 372 of 2017**

**IN THE MATTER OF:**

**R. Jeyapaal**

**...Appellant**

**Vs**

**Arjuna Engineering Pvt. Ltd & 2 Ors.**

**....Respondents**

**Present:**

**For Appellants:        Mr. S Sathya Narayanan and Mr. P.P. Vikram,  
Advocates.**

**For Respondents:     Mr. Robin R David, Mr. P. Arul, Mr. Febin M Varghese  
and Mr. Dhiraj Philip, Advocates.**

**O R D E R**

**08.05.2018:**        This is part heard matter. The Advocate P.P. Vikram states that the arguing counsel is not available. Counsel for respondent objects that this matter is being protracted by the appellant. Counsel for appellants states that the appellant wants to file copies of document which were part of record of NCLT. He seeks permission to file the same.

The matter is part heard. There is no reason why the documents were not filed before the arguments started. In fact it is necessary to file only documents from record of NCLT which are to be relied on to the extent necessary to urge the grounds of Appeal. Such documents are required to be filed alongwith the appeal and not at the time when appeal is part heard.

However, in the interest of justice and to give one last opportunity to the appellant he may file with affidavit copies of the documents from record of NCLT on which the appellant wants to rely in order to urge the points being raised in the appeal, subject to payment of costs of Rs. 7500 to the respondent no. 1 company.

Counsel for appellant states that he will deposit the cost today and file the application with affidavit and certified copies of the documents from the record of NCLT. He is permitted.

List the appeal for hearing part heard on **24<sup>th</sup> May, 2018.**

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

(Balvinder Singh)  
Member (Technical)

Sh/nn