

NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI

Company Appeal (AT) No. 268 of 2017

IN THE MATTER OF:

Ashok Mittal & Anr.

...Appellants

Vs

Uniworth Resorts Limited & Ors.

....Respondents

Present:

For Appellants: Shri Jayant K. Mehta, Shri Saurabh Kalia, Ms. Shuchi Sejwar, Shri Rudreshwar Singh, Shri Rahul Kukreja, Advocates.

**For Respondents: Shri Prachi Gupta, Advocate for Respondent No.1 and 6.
Shri Narendera N. Sharma and Shri Abhishek Sharma, Advocates for Respondent No. 5 and 7.**

O R D E R

1.11.2017: We have just now disposed I.A. 558/17 to condone delay. Now when we have taken up this appeal, it is noticed that in this matter there was limited notice issued on 22nd August, 2017. The counsel for the appellant is submitting that although in the order it was mentioned that the limited notice was issued to respondents as to why 'Indoworth India Ltd.' be not impleaded as party respondent, still it is stated by the counsel for appellant that the counsel had on 29th August, 2017, when the matter came up expressed to the Hon'ble Tribunal with reference to the order dated 22nd August, 2017, that apart from the 'Indoworth India Ltd' impleadment against three more persons had been sought. The counsel submits that, on that day this Tribunal had made oral observation that the appeal would be considered for all the four persons who were sought to be impleaded. The learned counsel for Respondent no. 7, Shri Abhishek Sharma disputes the statement made by the learned counsel for appellants.

In view of the statements and counter statements at the Bar made by the learned counsel for both sides, it will be appropriate to place this matter before the same Hon'ble bench which heard the matter on 22nd August, 2017 and 29th August, 2017. List on **14th November, 2017**.

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

(Balvinder Singh)
Member (Technical)

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