

IN THE DEBTS RECOVERY TRIBUNAL No.2, MUMBAI

(BEFORE HON'BLE PRESIDING OFFICER)
(THROUGH VIDEO CONFERENCE)

Sr. No.3

INSOLVENCY APPLICATION No.1 of 2021

Assets Care and Reconstruction

Enterprise Limited

... Applicants.

Versus

Mr Ramji Harakchand Shah

... Defendant.

Mr T.N. Tripathi i/b M/s. T.N. Tripathi & Co. – Advocates for the applicant.

Mr Deep Roy – Advocate for defendant.

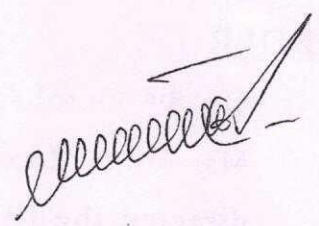
**Shri Deepak M. Thakkar
Adjudicating Authority/
Presiding Officer,
20th October 2021.**

ORDER

1. On 8th October 2021, this Tribunal access the database and nominated Ms Mona Laxmichand Vora (proposed resolution professional) and directed the IBBI (for short 'the Board') to confirm that no disciplinary action is pending against her. On 16th October 2021, the Registry received an e-mail from the IP Division II of the Board confirming no adverse record against the proposed resolution professional in the Board's file.
2. Mr Tripathi submits and request to appoint Ms Mona Laxmichand Vora as the resolution professional under Section 97(5) of the Insolvency and Bankruptcy Code, 2016 (for short 'the Code'). He further ensures to provide a copy of today's order and application to the resolution

professional and the Board for the insolvency resolution process. This Tribunal accepts the statement made by Mr Tripathi and appoint Ms Mona Laxmichand Vora (IP Registration No.IBBI/IPA-002/IP-N00938/2019-2020/12997) as the resolution professional in the insolvency resolution process.

3. The resolution professionals shall examine the application within 10 days and ascertain that (a) it meets the requirement under Section 95, and (b) the debtor or creditor or any other person provided the further information or explanation, if any, in this regard.
4. Section 95(1) or Section 95(7) provides no time to file the resolution professional's report submission for acceptance or rejection of the application. I, therefore, take assistance of the judicial pronouncement on 30th September 2021, in Surendra B. Jiwarajka Vs. Omkara Assets Reconstruction Private Limited, Writ Petition (L) No.21271 of 2021 (Paragraph no.18).
5. This Tribunal, therefore, directs the resolution professional to submit her report on or before 1st December 2021.
6. For Admission, stand-over to 9th December 2021 (as suggested by Mr Roy).


(Deepak M. Thakkar)
Adjudicating Authority/
Presiding Officer,
D.R.T.No.2, Mumbai

Swishiti