

NATIONAL COMPANY LAW APPELLATE TRIBUNAL
PRINCIPAL BENCH, NEW DELHI

Company Appeal (AT) (Insolvency) No. 1048 of 2023

IN THE MATTER OF:

Rishabh Singhvi

...Appellant

Versus

OPJK Paper Company & Anr.

...Respondents

Present:

For Appellant : Mr. Abhijeet Sinha, Mr. Swapnil Gupta and Mr. Abhinav Mishra, Advocates.

For Respondents : Mr. Karan Gandhi, Mr. Shivam Gautam, Advocate for R-1.

Mr. Saurav Rastogi, Advocate for R-2.

O R D E R

12.10.2023: It appears from the perusal of the Order dated 09.08.2023, that on that day, the matter was heard by the Bench comprising Hon'ble Mr. Justice Ashok Bhushan, Chairperson and Hon'ble Mr. Barun Mitra, Member (Technical), whereby the direction was given to the Appellant to deposit the principal amount of Rs.89,15,441/- by way of Fixed Deposit in favour of the 'Registrar, National Company Law Appellate Tribunal, New Delhi' which shall be without prejudice to the rights and contention of the parties. Office Note dated 05.09.2023 reveals that the aforesaid amount has been paid by the Appellant in Kotak Mahindra Bank.

The matter was listed before this Court on 06.09.2023 and on that date Counsel for the Respondent was directed to file the Reply Affidavit and further the matter was directed to be listed on 18.09.2023, on that day Counsel for the Appellant was given one week time to file the Rejoinder and the matter was adjourned and listed for 29.09.2023. On 29.09.2023, the matter was heard by the Bench comprising Hon'ble Mr. Justice M. Venugopal, Member (Judicial) and Hon'ble Mr. Ajai Das Mehrotra, Member (Technical), whereby

the Learned Counsel for the Appellant was directed to inform this Court whether they accept the offer made on behalf of 'Respondent' No.1, for the interest at 10% per annum (instead of 24% per annum, as mentioned in the invoice) without any fail and the matter was directed to be listed today.

Today when the case is called, it appears that Rejoinder has been filed on behalf of the Appellant through e-filing. Office has downloaded the Copy of the Rejoinder, which is available on record. Counsel for the Respondent has filed the Reply Affidavit through e-filing. Office has downloaded the Copy of the Reply Affidavit filed on behalf of the Respondent, which is on record.

In view of the Order dated 09.08.2023, let this matter go out of our list and be placed before the Hon'ble Chairperson for obtaining necessary directions.

In the meantime, Interim Order dated 09.08.2023 shall continue till the next date of hearing.

[Justice Anant Bijay Singh]
Member (Judicial)

[Ajai Das Mehrotra]
Member (Technical)

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