

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO. 839 OF 2018
(Arising out of S.L.P. (C) NO. 718 OF 2018)

M/S SEQUEL ALLOYS AND WIRES PRIVATE LIMITED Appellant(s)

VERSUS

M/S VEDANTA LIMITED Respondent(s)

O R D E R

Leave granted.

Heard learned Counsel appearing for the appellant.

The present is a case of an operational debt in which the National Company Law Tribunal, New Delhi has admitted the petition of the operational creditor by the impugned order dated 15.11.2017. Since then, the parties have settled the matter in e-mails exchanged between them on 20.12.2017.

A copy of the e-mails exchanged between the parties is made part of the record of this Court and by using our powers under Article 142 of the Constitution of India set aside the impugned order passed by the National Company Law Tribunal.

Accordingly, the appeal is disposed of.

Pending applications filed in the matter also stand disposed of.

..... J.
(ROHINTON FALI NARIMAN)

..... J.
(NAVIN SINHA)

Signature Not Verified

Digitally signed by
VISHAL ANAND
Date: 2018.01.25
16:53:22 IST
Reason: ☐

New Delhi;
January 24, 2018.

ITEM NO.14

COURT NO.12

SECTION XIV

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

S.L.P. (Civil) No(s). 718/2018

M/S SEQUEL ALLOYS AND WIRES PRIVATE LIMITED

Appellant(s)

VERSUS

M/S VEDANTA LIMITED

Respondent(s)

(IA No.6083/2018-APPLICATION FOR SUBSTITUTION and FOR ADMISSION and I.R. and IA No.4450/2018-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.11648/2018-PERMISSION TO PLACE ON RECORD SUBSEQUENT FACTS)

Date : 24-01-2018 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN
HON'BLE MR. JUSTICE NAVIN SINHA

For Appellant(s) Mr. Deepak Biswas, Adv.
Ms. Shilpa Gamnani, Adv.
Ms. Sonam Gupta, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The appeal is disposed of in terms of the signed order.

(R. NATARAJAN)
COURT MASTER (SH)

(SAROJ KUMARI GAUR)
COURT MASTER

(Signed order is placed on the file)

FREE OF COST COPY

NATIONAL COMPANY LAW TRIBUNAL
NEW DELHI BENCH

CORAM:

(IB) 375 (ND)/2017

PRESENT: MS. DEEPA KRISHAN
HON'BLE MEMBER(T)

MS. INA MALHOTRA
HON'BLE MEMBER (J)

ATTENDANCE-CUM-ORDER SHEET OF THE HEARING BEFORE NEW
DELHI BENCH OF THE NATIONAL COMPANY LAW TRIBUNAL ON
30.01.2018

NAME OF THE COMPANY: M/s Vedanta Limited Vs. M/s Sequal Alloys
and Wires Pvt. Ltd.

SECTION OF THE COMPANIES ACT: 9 of IBC, 2016

S.NO.	NAME	DESIGNATION	REPRESENTATION	SIGNATURE
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For the Petitioner (s)	:	Mr. Naveen Sharma and Mr. Shivam Sachdeva,		
		Advocates		

For the Respondent (s)	:	Mr. Deepak Biswas and Ms. Nishtha Chaturedi,		
		Advocates		

ORDER

An application 38/2018 has been filed by the Corporate Debtor placing on record the order passed by the Hon'ble Apex Court in SLP Civil 718/2018 whereby the proceedings before this Adjudication Authority has been set aside in exercise of their powers u/s 142 of the Constitution. In view of the order of the Apex Court having set aside the proceedings before this Bench, the Moratorium imposed is hereby discharged.

The only dispute now remains is in respect of the reimbursement of expenses incurred by the RP and the fees payable to him. The total amount claimed by the RP is disputed by the Corporate Debtor. It would be in the fitness of things to refer the parties to the IBBI to decide a just and equitable fees structure to be paid to the RP and the expenses incurred by him.

Nothing further survives in this case. Disposed off accordingly.

File be consigned to the Record Room.

Sd/-
(Deepa Krishnan)
Member (T)

Sd/-
(Ina Malhotra)
Member (J)

(Sapna)



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02-2-2018
Registrar
National Company Law Tribunal
New Delhi