

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.1821 OF 2021

MAHARASHTRA STATE ELECTRICITY DISTRIBUTION
COMPANY LIMITED

...Appellant(s)

Vs.

SAI WARDHA POWER GENERATION LIMITED & ANR.

...Respondent(s)

O R D E R

In view of the express provisions of Section 61(2) of the Insolvency and Bankruptcy Code, 2016, the National Company Law Appellate Tribunal was right in rejecting the appeal on the ground that it was filed beyond the condonable period of 15 days after the expiry of the period of limitation of 30 days prescribed therein. However, Mr. Vikas Singh, learned senior counsel for the appellant seeks liberty to move the National Company Law Tribunal by invoking Rule 11 of the National Company Law Tribunal Rules, 2016. The appellant shall have such liberty, if permissible in law.

With the above observation, the appeal is dismissed.

.....J.
[S.ABDUL NAZEER]

.....J.
[V.RAMASUBRAMANIAN]

New Delhi;
June 30, 2021.

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Civil Appeal No(s). 1821/2021

MAHARASHTRA STATE ELECTRICITY DISTRIBUTION
COMPANY LIMITED

Appellant(s)

VERSUS

SAI WARDHA POWER GENERATION LIMITED & ANR.

Respondent(s)

(IA No.65920/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT and IA No.65922/2021-STAY APPLICATION)

Date : 30-06-2021 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S. ABDUL NAZEER
HON'BLE MR. JUSTICE V. RAMASUBRAMANIAN

For Appellant(s) Mr. Vikas Singh, Sr. Adv.
 Mr. Samir Malik, Adv.
 Mr. Rahul Sinha, Adv.
 Ms. Prerna Gandhi, Adv.
 Ms. Deepika Kalia, Adv.
 Ms. Farha Malik, Adv.
 Mr. Chandra Prakash, Adv.
 For M/S. D.S.K. Legal, AOR

For Respondent(s)

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

Heard learned senior counsel for the appellant.

The appeal is dismissed in terms of the signed
order.

Pending application shall also stand disposed of.

(ANITA MALHOTRA)
COURT MASTER

(KAMLESH RAWAT)
COURT MASTER

(Signed order is placed on the file.)