

**NATIONAL COMPANY LAW APPELLATE TRIBUNAL,
PRINCIPAL BENCH, NEW DELHI
Comp. App. (AT) (Ins) No. 1059 of 2023**

In the matter of:

Amit Singh Visen

....Appellant

Vs.

M/s. Singla Fabrics

...Respondents

(Through its Proprietor Vinod Kumar) & Anr.

For Appellant: Mr. Arvind Kumar, Ms. Henna George, Advocates.

For Respondents:

ORDER

10.08.2023: Learned Counsel for the Appellant submits that prior to the issue of Demand Notice dated 25.11.2019 in reply to the legal notice issued by the Operational Creditor, a reply was given by the Corporate Debtor on 01.11.2019, part of the reply has already been quoted in paragraph 11 of the order of the Adjudicating Authority. It is submitted that in view of the reply, dispute was clearly raised by the Corporate Debtor, hence, the Adjudicating Authority could not have admitted Section 9 Application ignoring the pre-existing dispute. Submissions need scrutiny.

2. Let 'Notice' be issued to the Respondents through 'Speed Post'. Let the requisites together with process fee be filed within three days from today. The Appellant is required to provide the e-mail address of the Respondents and in that mode also, the service can be effected. The Appellant is also required to furnish the Mobile No. of the Respondents to the 'Office of the Registry'.

3. Reply be filed within three weeks. Rejoinder, if any, be filed within a week thereafter.

4. List the Appeal on 20.09.2023.

In the meantime, no further steps shall be taken in pursuance of the impugned order.

**[Justice Ashok Bhushan]
Chairperson**

**[Barun Mitra]
Member (Technical)**

Anjali/nn