

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 4887 OF 2018  
(Arising out of S.L.P. (C) No. 12227 OF 2018)  
(D. NO. 15361 of 2018)

NARESH HANSRAJMAL BULCHANDANI

Appellant (s)

VERSUS

DEEP CONSTRUCTIONS CO. & ANR.

Respondent (s)

**O R D E R**

Permission to file Special Leave Petition is granted.

Delay condoned.

Heard learned Counsel appearing for the appellant.

Application seeking exemption from filing Certified Copy of the impugned order is allowed.

Leave granted.

A Petition under Section 9 of the Insolvency and Bankruptcy Code, 2016 has been admitted by the National Company Law Tribunal, Ahmedabad Bench on 18.01.2018. Since that date, by way of a Memorandum of Understanding-cum-Settlement Agreement dated 05.04.2018, the matter has been settled between the parties.

A copy of the Memorandum of Understanding-cum-Settlement Agreement dated 05.04.2018 executed 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, we set aside the impugned order dated 18.01.2018 passed by the National Company Law Tribunal, Ahmedabad Bench.

Accordingly, the appeal is allowed.

Pending application filed in the matter also stands disposed of.

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

.....  
(ABHAY MANOHAR SAPRE)

New Delhi;  
May 07, 2018.

ITEM NO.25

COURT NO.11

SECTION

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

**SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 15361/2018**

(Arising out of impugned final judgment and order dated 18-01-2018 in CP No. 167/9/2017 passed by the National Company Law Tribunal)

NARESH HANSRAJMAL BULCHANDANI

Petitioner(s)

VERSUS

DEEP CONSTRUCTIONS CO. &amp; ANR.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.61903/2018-CONDONATION OF DELAY IN FILING and IA No.61905/2018-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.61901/2018-PERMISSION TO FILE SLP and IA No.61904/2018-PERMISSION TO FILE ADDITIONAL DOCUMENTS )

Date : 07-05-2018 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN  
HON'BLE MR. JUSTICE ABHAY MANOHAR SAPRE

For Petitioner(s) Mr. Mohit D. Ram, AOR  
Ms. Monisha Handa, Adv.  
Mr. Rajul Shrivastav, Adv.

For Respondent(s) Mr. Pradhuman Gohil, Adv.  
Mrs. Taruna Singh Gohil, AOR  
Mr. Himanshu Chaubey, Adv.

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

Delay condoned.

Leave granted.

The appeal is allowed in terms of the signed order.

(R. NATARAJAN)  
COURT MASTER (SH)

(SAROJ KUMARI GAUR)  
BRANCH OFFICER

(Signed order is placed on the file)