

**NATIONAL COMPANY LAW APPELLATE TRIBUNAL
PRINCIPAL BENCH, NEW DELHI**

Company Appeal (AT) (Insolvency) No. 477 of 2024

IN THE MATTER OF:

**Phanindhar Chivukula,
Suspended Director of
Sapura Engineering & Constructions (India) Pvt. Ltd. ...Appellant**

Versus

CEVA Logistics India Pvt. Ltd. & Anr. ...Respondents

Present:

For Appellant: Mr. Abhijeet Sinha, Sr. Advocate with Mr. Arpan Behl and Mr. Abhishek Kr. Shrivastava, Advocates.

For Respondents: Mr. Om Prakash Parihar, Mr. Dushyant Tiwari, Advocates for R-1.

Mr. Udaykumar Bhaskar Bhat, Mr. Akshay Petkar, Mr. Pranav Shah, Advocates for IRP.

**O R D E R
(Hybrid Mode)**

07.03.2024: Learned counsel for the Appellant submits that there was no privity of contact between the Operational Creditor and the Corporate Debtor and not even operational debt was there. He submits that the Adjudicating Authority admitted the application erroneously. Submission needs scrutiny.

Issue notice. Learned counsel for the Respondent No.1 appears and accept notice. IRP is also represented through his counsel.

Let Reply be filed by the Respondents within three weeks. Rejoinder be filed within two weeks thereafter.

Cont'd.../

List this Appeal on **29.04.2024**.

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

[Justice Ashok Bhushan]
Chairperson

[Barun Mitra]
Member (Technical)

[Arun Baroka]
Member (Technical)

Archana/nn