

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

Company Appeal (AT) (Insolvency) No. 1219 of 2023

IN THE MATTER OF:

Gopal Munjal

...Appellant

Versus

Alcare Containers Co. & Anr.

...Respondents

Present:

For Appellant: Mr. P Nagesh, Sr. Advocate with Mr. Ruchi Mahajan, Mr. Praveen Mahajan, Mr. Nitin Bansal, Mr. Bhavya Manchanda, Mr. Kunal Nema, Mr. Saurabh Raperia, Advocates

For Respondent: Mr. Anit Dutt, Mr. Anupam Chawdhary, Advocates

ORDER

15.09.2023: Learned Counsel for the Appellant submits that without prejudice to the rights and contentions of both the parties, Appellant is ready to pay by a Bank Draft an amount of Rs. 3,12,33,057/- total amount claimed in the Application.

2. Learned Counsel for the Respondent submits that the said amount was only as on 09th January, 2019 and further interest liability has accrued on the Appellant.

3. Learned Counsel for the Appellant has handed over part of the amount by Bank Draft and he submits that rest shall be paid within three days to the Learned Counsel for the Respondent.

4. Issue notice. Respondent appearing through counsel accepts notice. Issue notice to Respondent No. 2 through Speed Post as well as Email. Requisites along with process, if not filed, be filed within two days.

4. Let Reply-Affidavits be filed within two weeks. Rejoinder may be filed within two weeks, thereafter.

List this Appeal on **30th October, 2023**. In the meantime, Impugned Order dated 12.09.2023 shall remain stayed. Learned Counsel for the Appellant submits that he shall negotiate with the Respondent with regard to interest amount.

[Justice Ashok Bhushan]
Chairperson

[Mr. Barun Mitra]
Member (Technical)

Basant/nn