

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

Transfer Petition(s)(Civil) No(s). 780/2020

SAGAR DINESH JARIWALA

Petitioner(s)

VERSUS

SMALL INDUSTRIES DEVELOPMENT  
BANK OF INDIA (SIDBI) & ANR.

Respondent(s)

O R D E R

This petition has been filed seeking transfer of the CP (IB) No. 1880/NCLT/MB/2018 titled as "*Small Industries Development Bank of India v. Swiss Ribbons Private Limited*" pending before the NCLT, Mumbai Bench to the NCLT, Ahmedabad Bench.

Heard Ms. Aastha Mehta, learned counsel for the petitioner and Mr. Madhusudan Sharma, learned counsel appearing for the Dispute Resolution Professional concerned with M/s Swiss Ribbons Pvt. Ltd. (respondent No.2).

The record indicates that the proceedings under Insolvency and Bankruptcy Code 2016 were initiated against respondent No.2 before the NCLT, Ahmedabad Bench. However, since technical member was not available to conduct the proceedings in the Ahmedabad Bench, the proceedings were transferred from Ahmedabad to Mumbai.

Subsequently, the Ministry of Corporate Affairs have appointed additional technical members for the Ahmedabad Bench

and accordingly since 25.07.2019, the division bench of the NCLT at Ahmedabad is effectively functioning. Therefore, there is no reason as to why the competent jurisdictional bench should not conduct the proceedings.

Having noted the above and upon due consideration of submissions made by the rival counsel, this transfer petition stands allowed. Consequently, the CP (IB) No. 1880/NCLT/MB/2018 titled as "*Small Industries Development Bank of India v. Swiss Ribbons Private Limited*" pending before the NCLT, Mumbai Bench is transferred to the NCLT, Ahmedabad Bench.

Let the records of the case be transferred to the concerned court without delay.

The transfer petition is disposed of with the above order.

.....J.  
[HRISHIKESH ROY]

NEW DELHI;  
July 24, 2020.

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

Transfer Petition(s)(Civil) No(s). 780/2020

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SMALL INDUSTRIES DEVELOPMENT

BANK OF INDIA (SIDBI) & ANR.

Respondent(s)

( IA No. 53445/2020 - EXEMPTION FROM PAYING COURT FEE)

Date : 24-07-2020 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE HRISHIKESH ROY

For Petitioner(s) Ms. Deepanwita Priyanka, AOR

For Respondent(s) Mr. Madhusudan Sharma, Adv.  
Mr. Manish Paliwal, Adv.  
For M/s Corporate Legal Partners

UPON hearing the counsel the Court made the following

O R D E R

The transfer petition is disposed of in terms of the signed order.

Pending application stands disposed of.

(MEENAKSHI KOHLI)  
AR-cum-PS

(DIPTI KHURANA)  
COURT MASTER

[Signed order is placed on the file]