



**NATIONAL COMPANY LAW TRIBUNAL
MUMBAI - Court-IV**

Hearing through: VC and Physical (Hybrid) Mode

DAY: WEDNESDAY

DATE: 25.09.2024

TIME: 10:30 AM

1. Cisco Webex Video Conference [ID 25121945477](#) -
2. **VC Link** <https://ncltmum.webex.com/meet/ncltmumc4>
3. **Following matters are listed before the Bench for hearing through Hybrid Mode.**
4. **In case joining through video conferencing, parties shall join through Laptop and not through Mobile and not while in a Vehicle.**
5. **While joining hearing through VC, Counsels/ parties have to write the Item No. along with their names (in the Username Box while logging in), otherwise joining the hearing through VC may not be permitted.**
6. **Parties are requested to test the Audio & Video Quality of their system before hearing and switch on their camera only at the time of appearance.**
7. **Parties shall keep their Audio muted & Video closed till their matter is called out.**
8. **Parties should be ready with requisite infrastructure to share the documents on-line during the hearing.**
9. **Parties should be ready to share on-line, the Judgments / Citations sought to be relied upon.**
10. **Appearance should be shared during the hearing in the Chat Box in the Cisco web-ex with item No. and for whom they are appearing.**
11. **Parties/ counsels appearing physically should make attendance in the Register maintained in the court for the purpose.**
12. **Note: Hybrid mode in the present context means court assisted hybrid hearings in case one party is physically present and the other party is appearing through Video Conference. This will continue till proper hybrid system is set up for which consultation is in progress with the Ministry of Corporate Affairs and other stakeholders.**

Coram: MS. ANU JAGMOHAN SINGH, Hon'ble Member (T) SHRI. KISHORE VEMULAPALLI, Hon'ble Member (J)									
Sr. No.	CP. No.	IA/CA No.	Purpose	Section	Name of Parties	Name of Counsel for P	Name of Counsel for R	Name of RP/ Liquidator/MP	Remarks
Pronouncement of Order									
1.	C.P. (IB)/31(MB)2024		For Order	IBC Under Sec 9	R.A.J. Krishna Construction Companyprivate Limited Vs Capacit,E Infraprojects Limite	Shaleen Srivastava			
2.	CP/38(MB)2024		For Order	Sub-Section (1) Of Section 66.	Prima Bay Private Limited	Hemant Sethi And Co			
Supplementary List									
3.	C.P. (IB)/1264(MB)2021	IA 4441(MB)2024 Sec 60(5)	For seeking appropriate directions	Section 95(1)	Stci Finance Limited (Creditor) Through The Resolution Professional Rajendra R. Agrawal Vs Mr. Jagdish Mansukhani	Link Lega India Law Services Harshit Khare			
4.	C.P. (IB)/326(MB)2022	IA 4440(MB)2024 Application under any other provisions- IBC	For seeking appropriate directions	Section 95(1)	Central Bank Of India Vs Porus Buhariwala	Nithish Bangera			
Ordinary List									
5.	C.P. (IB)/389(MB)2022	IA(IBC)(PLAN)/ 31(MB)2024 Sec 30 IA 3235(MB)2024 IA 4009(MB)2023 Sec 43(1) r/w Sec 44 (1) Sec 66(1) IA 3345(MB)2024 Sec 60(5)	Resolution Plan	IBC under Sec 7	Aurum Commercials Llp Vs Spenta Enclave Private Limited	Manoj Kumar Mishra Dhruve Liladhar And Co			
6.	C.P. (IB)/651(MB)2024		Further Consideration	IBC under Sec 7	Cfm Asset Reconstruction Private Limited Vs Reliance Power Limited	Akash Menon			

7.	C.P. (IB)/17(MB)2019	IA 5715(MB)2023 Sec 60(5)	For seeking appropriate directions	IBC under Sec 7	Punjab National Bank Vs Ogd Services Limited	Divya Shah Associates			
8.	C.P. (IB)/3176(MB)2019	APPEAL (IBC)/57(MB)2023 Sec 42 IA 847(MB)2024 IA 2203(MB)2020 IA 1427(MB)2021 Sec 60(5) IA 63(MB)2023 IA 1262(MB)2023 IA 337(MB)2024 IA 5671(MB)2023 Sec 66(1)	For seeking appropriate directions	IBC under Sec 7	Noble Co-Operative Bank Ltd Vs Independent Tv Ltd	M. S. Bhardwaj Ravi Rattesar Shankari Mishra Tania Sharma			
9.	C.P. (IB)/105(MB)2021	IA 3686(MB)2023 Application under any other provisions- IBC Sec 43(1) r/w Sec 44 (1) Rule 11 of NCLT, 2016	For seeking appropriate directions	IBC under Sec 7	Mahindra And Mahindra Financial Services Limited Vs National Auto Wheels Private Limited	Aniruth Purusothaman G			
10.	C.P. (IB)/271(MB)2021	IA 2868(MB)2024 Application under any other provisions- IBC Sec 60(5) Sec 66(1)	For seeking appropriate directions	IBC under Sec 7	Tata Capital Financial Service Ltd. Vs High Ground Enterprise Limited	Aniruth Purusothaman G			
11.	C.P. (IB)/893(MB)2021	IA 2580(MB)2023 Sec 66(1) IA 2564(MB)2023 Sec 19(2) CONT.A. (IBC)/12(MB)2023 Rule 11 of NCLT, 2016	For seeking appropriate directions	IBC under Sec 7	Bank Of Baroda Vs Sks Power Generation (Chattisgarh) Limited	Somesh Srivastava			
12.	C.P. (IB)/924(MB)2021	IA(IBC)(LIQ.)/66(MB)2024 Sec 33(1) (b) (i) to (iii) r/w Sec 33(3)	Liquidation	IBC under Sec 7	Hdfc Bank Ltd. Vs Ritu Automobiles Private Limited	Ds Law			
13.	C.P. (IB)/1238(MB)2021	IA 3530(MB)2023 Sec 43(1) r/w Sec 44 (1)	For seeking appropriate directions	IBC under Sec 7	Omkara Assets Reconstruction Private Limited Vs M/S. Dunnimaa Engineers & Divers Enterprises Pvt Ltd	Mansha Bhatia			

14.	C.P. (IB)/1262(MB)2021	IA 5676(MB)2023 Application under any other provisions- IBC Sec 25(j)	For seeking appropriate directions	IBC under Sec 7	State Bank Of India Vs R.J. Biotech Limited	Sds Advocates			
15.	C.P. (IB)/40(MB)2022	IA 4104(MB)2024 Section 60(5)	For seeking appropriate directions	IBC under Sec 7	Phoenix Arc Private Limited Vs Colour Roof (India) Limited	Indus Law			
16.	C.P. (IB)/596(MB)2022	IA 5351(MB)2023 Sec 19(2)	For seeking appropriate directions	IBC under Sec 7	State Bank Of India Vs Sterling Oil Resources Limited	Dhrupad Vaghani			
17.	C.P. (IB)/463(MB)2023		Further Consideration	IBC Under Sec 9	Rite Developers Private Limited Vs Pasad Impex Private Limited	Niranjan S Karmarkar			
18.	C.P. (IB)/1045(MB)2023		Further Consideration	IBC Under Sec 9	Auburn Digital Solutions Private Limited Vs Gigs Media Private Limited	Juris Link Advocate			
19.	C.P. (IB)/1077(MB)2023		Further Consideration	IBC Under Sec 9	Pure Diets India Limited Vs Lokmangal Sugar Ethenol & Co-Generation Industries Limited	Prama Raval Shah			
20.	C.P. (IB)/37(MB)2024		Further Consideration	IBC Under Sec 9	Sokrati Technologies Private Limited Vs Eduisfun Technologies Private Limited	Shweta Bharti			
21.	C.P. (IB)/2131(MB)2019	IA 119(MB)2024 Sec 54(1) IA 601(MB)2024 Sec 60(5) IA 994(MB)2022 Sec 43(1) r/w Sec 44 (1) IA 4408(MB)2023 Regulation 44(2), Liquidation process Regulation, 2016	Dissolution	IBC Under Sec 9	Mehsons Steels Pvt Ltd Vs Shree Oshiya Ferro Alloys Pvt Ltd	Yahya Batatawala Manoj Kumar Mishra Prashant Thakre			

22.	C.P. (IB)/3106(MB)2019	IA 3207(MB)2024 IA 4383(MB)2023 Sec 60(5)	For seeking appropriate directions	IBC Under Sec 9	Ultratech Cement Ltd Vs Darshan Developers Pvt Ltd	Pranali Gada			
23.	C.P. (IB)/304(MB)2021	IA 3098(MB)2024 Sec 60(5)	For seeking appropriate directions	IBC Under Sec 9	Dashabahu Multitrade Private Limited Vs Tanishi Tradewell Private Limited	Ranjita Kumari			
24.	C.P. (IB)/592(MB)2022	IA 1041(MB)2024 Sec 60(5)	For seeking appropriate directions	IBC Under Sec 9	Amit Infra-Logic (India) Private Limited Vs Radius & Deserve Builders Llp	Cyril Amarchand Mangaldas Indranil Deshmukh			
25.	C.P. (IB)/363(MB)2023	IA 2391(MB)2024 Sec 60(5) IA 4128(MB)2024 Sec 60(5) Rule 11 of NCLT, 2016	For seeking appropriate directions	IBC Under Sec 9	Millenium Enterprise Vs Bombay Infrastructure India Limited	Raina Birla Aniruth Purusothama n G			
26.	C.P. (IB)/357(MB)2024	IA 3870(MB)2024 Sec 60(5)	For seeking appropriate directions	IBC Under Sec 9	Labindia Instruments Pvt Ltd Vs Karkinos Healthcare Private Limited	Navin Arora			
27.	C.P. (IB)/1187(MB)2023		Further Consideration	IBC Under Sec 10	Aberdeen Retail Private Limited	K H Halai			
28.	C.P. (IB)/264(MB)2024		Further Consideration	IBC Under Sec 10	Sulabh Pharmaceutical Private Limited	Manoj Kumar Mishra			
29.	C.P. (IB)/532(MB)2024		Further Consideration	IBC Under Sec 10	Shivtarana Trading Company Private Limited	Nithish Bangera			
30.	C.P. (IB)/469(MB)2021	IA 2967(MB)2024 Sec 66(1)	For seeking appropriate directions	IBC Under Sec 10	Nashik Forge Private Limited	Avinash R Khanolkar			

31.	C.P. (IB)/1111(MB)2021		Further Consideration	Section 95(1)	State Bank Of India Vs Mr. Nitin Sandesara	Kunal Kanungo			
32.	C.P. (IB)/387(MB)2023		Further Consideration	Section 95(1)	Punjab National Bank Through Resolution Professional Nishant Agrawal Vs Mr. Utkarsh Sunil Kumar Trivedi	Anand Prabhawalkar Rajat Lohia Himani Chouhan Ayushi Patidar			
33.	C.P. (IB)/629(MB)2024		Further Consideration	Section 95(1)	Stressed Assets Stabilization Fund Vs Paresh V. Valia	Yakshay Mukesh Chheda Nikhil Ghate			
34.	C.P. (IB)/846(MB)2023	IA 1946(MB)2024 Application under any other provisions- IBC	For seeking appropriate directions	Section 95(1)	Janakalyan Sahakari Bank Ltd. Through Rp Mvk Ipe Llp Vs Vinod G. Agarwal	Anand Prabhawalkar Rajat Lohia Ayushi Patidar Mahalakshmi Ganapathy			

NOTE:

1. All efforts have made to provide accurate information in the Cause List. Inadvertent error, if any, is regretted and may be brought to the notice of the Registry.
2. For urgency application has to be filed no Praecipe will be accepted.
3. The orders passed in these cases will be uploaded in NCLT website.

-Sd-
(Anil K. Choudhary)
Court Officer

RESOLUTION PLAN CHECK LIST- SECTION-30 IBC

01.	C.P(IB) No.	
	Filed on	
	Admitted date with Default Amount.	
02.	I.A No.	
	Filed On	
03.	Name of SRA	
04.	Approved Resolution Plan date along with final revision, if any.	
05.	Plan approval voting percentages along with COC Meeting No. with date.	
06.	Fair Value	
07.	Liquidation Value	
08.	Total Amt. Provided under Plan.	
09.	Whether the SRA is MSME? If Yes, Whether the MSME Certificate filed?	
10.	a) Whether the RP filed a/w the IA, the affidavit u/s 29A given by the SRA?(Reg 39(a)	
	b) Undertaking by the PRA(Reg. 39(c)	
	c) Whether RP has filed DDR as per(Reg 36A(8)	
11.	Mandatory Contents in Resolution Plan.	
	a) Statements as to how plan has dealt with the interest of all stakeholders including FC and OC(Reg 38(1A of CIRP)	
	b) Term of Plan and its implementation Schedules(Reg 38(2)(a)	
	c) Satisfaction of Conditions Under Reg. 38(3)	
12.	Whether the Performance Bank Guarantee is filed with the IA? If yes, valid till which date?	
13.	Source of funds	
14.	Relief and Concessions with Justification.	
15.	Whether the Form H is filed as per latest IBBI format?	

16.	Whether any avoidance transaction IAs pending before the Bench? If Yes, file affidavit regarding how the funds will be distributed in the event of its realization(As per Notification No. IBBI/2022-23/GN/REG084)	
17.	Whether any reduction of capital included in the Resolution Plan.	
18.	Whether the claims of the Statutory Authorities are included in the approved Plan in line with the Judgement of State Tax Officer Vs Rainbow Papers Limited (Civil Appeal No. 1661 of 2020)? If the amounts are not provided under the plan, then affidavit is to be filed stating the reasons for not providing the same by the SRA.	
19.	Whether the claims of the PF/Gratuity dues are included in the approved plan in line with the Judgement of Jet Aircraft Maintenance Engineers Welfare Association v/s RP of Jet Airways Ltd. (Co. Appeal (AT)(Insol.) No. 752 of 2021 dt 21.10.2022. If the amounts are not provided under the plan , then Affidavit is to filed stating the reasons for not providing the same by the SRA.	
20.	RP has to file an Affidavit in view of the IBBI CIRP Regulations,2016(5 th Amendment on 20.09.2022) undertaking for compliances for the provisions of Reg. 31 A for paying the applicable regulatory fee to the IBBI, if Plan is approved by the Bench.	
21.	Affidavit regarding pending litigations, if any, filed?	

Date:

Submitted by:
Contact No.
E-mail:

Check List for SECTION-33 of IBC
(To be filed by the RESOLUTION PROFESSIONAL)

1. Please specify the Section/Sub-Section under which application is made:

- (i) Section 33(1)(a)/33(1)(b)
- (ii) Section 33(2)
- (iii) Others

2. Date of initiation of CIRP -

3. Shares of Members of CoC - Table

Name of the financial creditor	Amount claimed	Amount admitted	Percentage of voting share(%)

4. Valuation Report

Sr. No.	Name of Valuer	Fair value	Liquidation Value

5. Meetings of CoC

Particulars	Date of CoC Meeting	Main Points of discussion	Important decisions taken
1 st CoC Meeting			
2 nd CoC Meeting			

6. Is the Corporate Debtor a Going concern?

7. Details of change of RP, if any?

8. Allegations of PUF Transactions filed by RP under Regulation 35A:

Sections	Nature of allegation	Amounts involved	Documents relied upon	Remarks

9. Details of exclusion(s) & extension(s) granted by NCLT, if any?

10. Compliance of the following

Regulations: Regulation 39B;

Regulation 39C:

Regulation 39D;

11. Any such application as mentioned above is pending before NCLT.

12. Any order passed by NCLT or Higher Judicial Authorities e.g. Hon'ble Supreme Court & Hon'ble NCLAT and Others, relating to this CIRP proceedings.

13. Details of the IAs/CAs filed where the RP is applicant/respondent in the following Format:

Sr. No.	IAs/CAs No.	Date of filing	Applicant(s)	Respondent(s)	Prayer	Remarks	Bearing on Resolution Plan

Date:

Submitted by:
Contact No.
E-mail:

CHECK LIST FOR VOLUNTARY LIQUIDATION
(SECTION 59 OF IBC)

Sr. No	Particulars	Please provide the Annexure/page no as mentioned in the application/submissions
1	Jurisdiction of concerned RoC	
2	MOA & AOA of the Petitioner Company True copy of Master Data	
3	Date of meeting of Board of Director • Minutes attached • % of members approving the proposal	
4	Declaration of Solvency with RoC- duly signed by Directors	
5	Information to Registrar of Company and IBBI in Form GNL-2 and MGT-14 along with EOGM resolution	
6	Public Announcement	
7	Whether any claim lodged pursuant to public announcement? If any claim is filed, whether the same has been settled?	
8	Whether information is given to the IT Department under Section 178 of Income Tax Act?	
9	Creditor's claims verification by Liquidators	
10	Date of Preliminary and Final reports by Liquidator	
11	Separate Bank Account details	
12	Whether accounts in bank account distributed? And Bank A/c closed?	

13	Filing of final report with RoC/IBBI	
14	Any response filed to the report of RoC/IBBI	

Other Relevant information/Remarks	
------------------------------------	--

Date:

Submitted by:
Contact No:
Email

Check list for Dissolution of Corporate Debtor
(To be filed by the LIQUIDATOR under **Section 54** of the IBC)

1. Date of commencement of Liquidation and appointment of Liquidator -
2. Date of filing and Diary No. of Preliminary Report (as per Regulation 13) submitted before NCLT.
3. Date and Diary No. of Asset Memorandum (as per Regulation 34) submitted before NCLT.
4. Amount claims received and verified:

Sr. No.	Names	Claims received Amount (in Cr.)	Claims verified under Regulation 12(2)(b) Amount (in Cr.)
1.	Operational Creditors		
2.	Financial Creditors		
3.	Workmen and Employees		
4.	Other Stakeholders		

5. Date of constitution of Stakeholders Consultation Committee as per Regulation 31A.
6. Meetings of the Stakeholders Consultation Committee:

Particulars	Date of SCC Meeting	Main Agenda of discussion	Important decisions ratified	Whether any advice of SCC not complied By the Liquidator	Remarks
1 st SCC Meeting					
2 nd SCC Meeting					

7. Value of Assets, Valued in accordance with Regulation 35 -

Sr. No.		Market Value	Liquidation Value
1.	Agriculture Land		
2.	Factory Land & Building		
3.	Plant, Machinery, Furniture & Fixtures		
4.	Trade Receivable		
5.	Cash & Cash equivalent		
6.	Short Term Loans & Advances		
7.	Others (Please specify)		

8. Whether any compromise or arrangement is proposed under Rule 2B?

9. Whether Valuation of assets or business intended to be sold has been completed as on date?

10. Provision under which Sale of Assets have been made so far (as per Regulation 32

(a) to (f)):

Regulation 32	Value of Asset
(a)	
(b)(f)	

11. Whether the Liquidator has formed an opinion and made a determination on the preferential and other transactions: Yes/No

12. Whether the avoidance applications have been segregated Section wise? Yes/No

13. Whether any avoidance application pending before this Adjudicating Authority?
Yes/No

14. Name and Contact details of the Forensic Auditor:

15. Whether the Forensic Auditor is in the empaneled list of the Indian Banks' Association? Yes/No

16. Whether Form H is filed?

17. Allegations of PUF Transactions filed by Liquidator under Regulation 35A:

Sections	Nature of allegation	Amounts involved	Documents relied upon	Whether still pending for adjudication

18. Details of the IAs/CAs filed where the Liquidator is applicant/respondent in the following Format:

Sr. No.	IAs/CAs No.	Date of filing	Applicant (s)	Respondent(s)	Prayer	Diary No./Date of submissions made so far	Remarks

19. Whether any litigation or avoidance application pending in respect of the corporate debtor.

20. If yes, the liquidator to call a meeting of the financial creditors and they will submit on affidavit clarifying on the following:

- I. How these litigations /applications are proposed to be pursued, who will receive the proceeds, if any, from the above litigation/application and who will meet the expenses on these proceedings after the dissolution of the corporate debtor.

Date:

Submitted by:
Contact No:
E-mail: