

NCLT, KOCHI BENCH

Daily Orders – Draft

Date: 6th Oct 2021

In the Bench of: **Shri Ashok Kumar Borah, Member (Judicial) &
Shri Rajesh Sharma, Member (Technical)**

1 **MA/190/KOB/2020 IN MA/45/KOB/2019 IN IBA/240/(IB)/2019/CHENNAI BENCH**

Learned counsel for both parties appeared through VC.

Orders pronounced. **MA/190/KOB/2020 IN MA/45/KOB/2019 IN IBA/240/(IB)/2019/CHENNAI BENCH stands dismissed vide separate Order.**

2 **MA/191/KOB/2020 IN MA/45/KOB/2019 IN IBA/240/(IB)/2019/CHENNAI BENCH**

Learned counsel for both parties appeared through VC.

Orders pronounced. **MA/191/KOB/2020 IN MA/45/KOB/2019 IN IBA/240/(IB)/2019/CHENNAI BENCH stands dismissed vide separate Order.**

3 **MA/192/KOB/2020 IN MA/45/KOB/2019 IN IBA/240/(IB)/2019/CHENNAI BENCH**

Learned counsel for both parties appeared through VC.

Orders pronounced. **MA/192/KOB/2020 IN MA/45/KOB/2019 IN IBA/240/(IB)/2019/CHENNAI BENCH stands dismissed vide separate Order.**

4 **MA/193/KOB/2020 IN MA/45/KOB/2019 IN IBA/240/(IB)/2019/CHENNAI BENCH**

Learned counsel for both parties appeared through VC.

Orders pronounced. **MA/193/KOB/2020 IN MA/45/KOB/2019 IN IBA/240/(IB)/2019/CHENNAI BENCH stands dismissed vide separate Order.**

5 **MA/194/KOB/2020 IN MA/45/KOB/2019 IN IBA/240/(IB)/2019/CHENNAI BENCH**

Learned counsel for both parties appeared through VC.

Orders pronounced. **MA/194/KOB/2020 IN MA/45/KOB/2019 IN IBA/240/(IB)/2019/CHENNAI BENCH stands dismissed vide separate Order.**

6 **MA/195/KOB/2020 IN MA/45/KOB/2019 IN IBA/240/(IB)/2019/CHENNAI BENCH**

Learned counsel for both parties appeared through VC.

Orders pronounced. **MA/195/KOB/2020 IN MA/45/KOB/2019 IN IBA/240/(IB)/2019/CHENNAI BENCH stands dismissed vide separate Order.**

7 **MA/196/KOB/2020 IN MA/45/KOB/2019 IN IBA/240/(IB)/2019/CHENNAI BENCH**

Learned counsel for both parties appeared through VC.

Orders pronounced. **MA/196/KOB/2020 IN MA/45/KOB/2019 IN IBA/240/(IB)/2019/CHENNAI BENCH stands dismissed vide separate Order.**

8 **IA(IBC)/113/KOB/2021 IN IA(IBC)/21/KOB/2021 IN TIBA/3/KOB/2019**

Learned counsel for both parties appeared through VC.

Orders pronounced. **IA(IBC)/113/KOB/2021 IN IA(IBC)/21/KOB/2021 IN TIBA/3/KOB/2019 stands disposed of vide separate Order.**

9 **IA(IBC)/107/KOB/2021 IN IBA/37/KOB/2020**

Learned counsel for both parties appeared through VC.

Orders pronounced. **IA(IBC)/107/KOB/2021 IN IBA/37/KOB/2020 stands dismissed vide separate Order.**

10 **IBA/37/KOB/2020**

Learned counsel for both parties appeared through VC.

Orders pronounced. **IBA/37/KOB/2020 stands admitted vide separate Order.**

11 **IA(IBC)/49/KOB/2021 IN IBA/42/KOB/2020**

Learned counsel for both parties appeared through VC.

Orders pronounced. **IA(IBC)/49/KOB/2021 IN IBA/42/KOB/2020 stands dismissed vide separate Order.**

12 **IBA/42/KOB/2020**

Learned counsel for both parties appeared through VC.

Orders pronounced. **IBA/42/KOB/2020 stands allowed vide separate Order.**

13 **IBA/43/KOB/2020**

Learned counsel for both parties appeared through VC.

Orders pronounced. **IBA/43/KOB/2020 stands allowed vide separate Order.**

14 **IBA/44/KOB/2020**

Learned counsel for both parties appeared through VC.

Orders pronounced. **IBA/44/KOB/2020 stands allowed vide separate Order.**

15 **IBA/45/KOB/2020**

Learned counsel for both parties appeared through VC.

Orders pronounced. **IBA/45/KOB/2020 stands allowed vide separate Order.**

16 **IA(IBC)/110/KOB/2021 IN CP(IB)/3/KOB/2021**

Learned counsel for both parties appeared through VC.

Orders pronounced. **IA(IBC)/110/KOB/2021 IN CP(IB)/3/KOB/2021 stands allowed vide separate Order.**

17 **CP(IB)/3/KOB/2021**

Learned counsel for both parties appeared through VC.

In view of the Order pronounced in **IA(IBC)/110/KOB/2021 IN CP(IB)/3/KOB/2021** allowing to **withdraw this case**, **CP(IB)/3/KOB/2021 stands allowed to be withdrawn.**

18 **CP(IB)/4/KOB/2021**

Learned counsel for both parties appeared through VC.

Orders pronounced. **CP(IB)/4/KOB/2021 stands dismissed vide separate Order.**

19 **CA(CA)/73/KOB/2021 IN TCP/38/KOB/2019**

Learned counsel for both parties appeared through VC.

Orders pronounced. **CA(CA)/73/KOB/2021 IN TCP/38/KOB/2019 stands allowed vide separate Order.**

20 **CA(CA)/74/KOB/2021 IN TCP/38/KOB/2019**

Learned counsel for both parties appeared through VC.

Orders pronounced. **CA(CA)/74/KOB/2021 IN TCP/38/KOB/2019 stands allowed vide separate Order.**

21 **CA(C/ACT)/83/KOB/2021 IN TCP/47/KOB/2019**

Learned counsel for both parties appeared through VC.

Orders pronounced. **CA(C/ACT)/83/KOB/2021 IN TCP/47/KOB/2019 stands allowed vide separate Order.**

22 **CP/30/KOB/2020**

Learned counsel for both parties appeared through VC.

Orders pronounced. **CP/30/KOB/2020 stands dismissed vide separate Order.**

23 **CP/32/KOB/2021**

Learned counsel for both parties appeared through VC.

Orders pronounced. **CP/32/KOB/2021 stands allowed vide separate Order.**

24 **CA/10/KOB/2021**

Learned counsel for both parties appeared through VC.

Orders pronounced. **CA/10/KOB/2021 stands disposed of vide separate Order.**

25 **REPORT/81/KOB/2021 IN IBA/04/KOB/2020**

Learned RP Shri K. Easwara Pillai appeared in person through VC.

This is the Report submitted by the RP in the matter of CIR Process against the Corporate Debtor Mathstraman Manufacturers & Traders Private Ltd.

Perused the Report. **Report is taken on record.** Registry shall place it on proper record.

26 **IVNP(IBC)/3/KOB/2021 IN IBA/01/KOB/2020**

Learned RP Shri Raju PK and learned counsel for R4 & R5 Shri Mohan Pulickkal appeared through VC.

The learned RP Shri Raju PK stated that in view of the Order of the Hon'ble NCLAT dated 09.09.2021 in CA(AT) (Insolvency) No.993/2020 this IVNP(IBC)/3/KOB/2021 IN IBA/01/KOB/2020 setting aside the admission order in IBA/01/KOB/2020m this IVNP has become infructuous. In view of the above submission, this IVNP is **dismissed as infructuous.**

27 **CP(IBC)/20/KOB/2021**

Learned counsel for both the parties appeared through VC.

This case will be heard in detail on 05.11.2021.

28 **IA/209/KOB/2020 IN CP/42/KOB/2020**

None appeared for the applicant. Learned counsel for R1 to R5 Shri A.N.Rajan Babu appeared through VC.

List on 17.11.2021.

29 CP/42/KOB/2020

None appeared for the applicant. Learned counsel for R1 to R5 Shri A.N.Rajan Babu appeared through VC.

List on 17.11.2021.

30 CP/50/KOB/2020

None appeared for the applicant. Learned counsel for R1 to R5 Shri A.N.Rajan Babu appeared through VC.

The respondents are directed to file their counter against the amended CP within 3 weeks.

List on 17.11.2021.

31 CA/26/KOB/2021 IN CP/51/KOB/2020

None appeared for the applicant. Learned counsel for R1 to R5 Shri A.N.Rajan Babu appeared through VC.

List on 17.11.2021.

32 CA/6/KOB/2021 IN CP/51/KOB/2020

None appeared for the applicant. Learned counsel for R1 to R5 Shri A.N.Rajan Babu appeared through VC.

List on 17.11.2021.

33 CP/51/KOB/2020

None appeared for the applicant. Learned counsel for R1 to R5 Shri A.N.Rajan Babu appeared through VC.

The respondents are directed to file their counter against the amended CP within 3 weeks.

List on 17.11.2021.

34 IA(C/ACT)/16/KOB/2021 IN CP/43/KOB/2020

This is an IA filed by the petitioner under Rule 53 of NCLT Rules 2016 with the prayer to implead additional respondents 5 to 10 in the CP.

Both the parties appeared through VC.

This IA will be heard in detail in the next date of hearing.

List on 18.11.2021.

35 CP/43/KOB/2020

Both the parties appeared through VC.

This CP will be heard in detail in the next date of hearing.

List on 18.11.2021.

36 CA/55/KOB/2020

Learned counsel for the Applicant Shri Bijoy P. Pulipra appeared through VC. Adv Shri Clint Li Johnny appeared through VC stating that he is appearing for R2.

List on 8.11.2021.

37 CP/12/KOB/2021

None appeared for the parties.

Vide Order dated 19.7.2021 observing that the respondents have taken many adjournments seeking time to file the counter **the prayer of the respondents to file the counter was allowed on condition that the respondents pay costs of Rs.25,000/- (Rupees twenty five thousand) to the account of Ministry of Corporate Affairs** and submit proof of payment along with the counter, within two weeks serving a copy in advance to the Petitioner.

It appears from records that the respondents have neither filed the counter nor paid the costs of Rs.25,000/- as directed in the order dated 19.7.2021. In view of the non-compliance of the order, **the right of the respondents to file counter is hereby forfeited** and the case will be decided on the basis of available records.

List on 18.11.2021 for hearing.

38 CP/22/KOB/2021

Both the parties appeared through VC.

This is a Company Petition filed under Section 213 of the Companies Act 2013

The Petitioner is directed to file the rejoinder, if any, within 2 weeks.

List on 22.11.2021.

39 CP/28/KOB/2021

Learned counsel for both the parties appeared through VC.

Pleadings are complete.

List on 22.11.2021 for final hearing.