

NATIONAL COMPANY LAW TRIBUNAL, MUMBAI BENCH
COURT III

102. I.A. 4119/2023 I.A. 3781/2023 I.A. 2841/2023 I.A. 2605/2023
I.A. 2519/2023 I.A. 2517/2023 I.A. 2515/2023 I.A. 2249/2023
I.A. 784/2023 I.A. 3163/2022 I.A. 2285/2022 I.A. 2030/2021

IN

C.P.(IB)-27(MB)/2019

CORAM: MS. LAKSHMI GURUNG, MEMBER (J)
SH. CHARANJEET SINGH GULATI, MEMBER (T)

ORDER SHEET OF THE HEARING OF MUMBAI BENCH OF THE NATIONAL
COMPANY LAW TRIBUNAL ON **06.10.2023**

NAME OF THE PARTIES: Bank of India

V/s.

Housing Development &Infrastructure Ltd.

SECTION 7 OF IBC, 2016

ORDER

Adv. Shyam Kapadia a/w Adv. Bhanu Chopra i/b Adv. Trupti Shethy, Counsel for the Applicant in I.A. 4119/2023, Adv. Shadab S. Jan a/w Adv. P. Wagh, Adv. Prangana Barva, Adv. Mufaddal Paperwala i/b M/s. Crawford Bayley & Co., Counsel for the Resolution Professional, Adv. Harjot Singh i/b Raval Shah & Co., Counsel for the Applicant in I.A. 2249/2023, Adv. Manoj Mishra, Counsel for the Applicant in I.A. 784/2023, Adv. Chaitanya Chavan a/w Adv. Sagar Parab, Adv. Avni Vasani, Adv. Meghna Gupta i/b Vigil Juris, Counsel for the Applicant in I.A. 3781/2023, Adv. Avni Vasani i/b Vigil Juris, for the Applicant in I.A. 2605/2023, Adv. Ankit Lohia i/b Adv. Kavisha Shah & CS Jyoti N. Kholia, Counsel for the Applicant in I.A. 3163/2022, Adv. Rohit Gupta a/w Adv. Suyesha Kakarla i/b M/s. Apex Law Partners, Counsel for the Applicant in I.A. 2285/2022, Sr. Counsel Mr. Chetan Kapadia a/w A. Ramarao, S. Mahadik, Counsel for the Respondent No.1 & 2 in I.A. 3781/2023, Adv. Mustafa Doctor a/w Adv. Akshay Doctor, Adv. Saloni Salunke, Adv. Raman Deshmukh i/b Dhaval Vussonji & Associates, Counsel for the Applicant in I.A. 2030/2021 and in I.A. 3163/2022 for Respondent No.1, Adv. Mukul Bhagtani a/w Adv. Princi Jaiswal i/b Dhir & Dhir Associates, Counsel for the Respondent No.4 in I.A. 3781/2023 are present.

I.A. 4119/2023

This is an application for early hearing of I.A. 632/2021 seeking removal of name of CFO, CS and the Compliance officers of HDIL who was the employee of the company. Counsel for the applicant submits that the incorrect information are reflecting on the MCA website which tantamounts to misleading the public at large. In view of the same early hearing of the application is required.

In view of the above the bench is inclined to grant prayer. Accordingly, the I.A. is **allowed** and **disposed of**.

List the I.A. 632/2021 on **08.11.2023**.

I.A. 2841/2023

List this I.A. on **29.11.2023**.

I.A. 2519/2023, I.A. 2517/2023 & 2515/2023

When the matter is called none appeared for the applicant.

List this matter on **09.10.2023**.

I.A. 2605/2023

Registry as well as Applicant are directed to issue notice to the Respondents intimating the Respondents regarding filing of the above Interlocutory Application against them with further direction to the Respondents to file reply within two weeks and to appear either in person or through advocate before this Bench on the next date of hearing.

The Applicants shall file service affidavit along with copy of notice sent to the Respondents, acknowledgements, original postal receipt, track report, email etc, at least two days before the next date of hearing.

The Registry shall also submit service report along with notice copy sent to Respondents, postal receipt, track report/acknowledgement before this Bench on the next date of hearing.

List this I.A. on **29.11.2023**.

I.A. 2249/2023

This is application filed under Section 60(5) of IBC seeking execution of land as per the distribution mentioned in the I.A. from the CIRP/Liquidation proceedings. The counsel for the RP present and seeks two weeks' time to file reply. Time is granted. Let the same be done before the next date of hearing. List this matter on **08.11.2023**.

I.A. 784/2023

Heard the arguments of Counsel for both the parties. The above Interlocutory Application is **reserved for orders**.

I.A. 3163/2023

This is an Intervention Application by the applicant for to become an intervenor in the I.A. 2030/2021. The Respondent No.1 Viva Holding seeks two weeks' time to file reply. Time is granted. Let the same be done after serving advance copy to the opposite party.

The applicant may file rejoinder if so desired.

List this I.A. on **06.12.2023**.

I.A. 2030/2021

Ld. Counsel for the applicant submits that the applicant needs one-week time to file additional documents which are vital to the case. Request is granted. Let the same be done within one week.

Respondent may file the response if so desired.

List this I.A. on **06.12.2023**.

I.A. 2285/2022

At the request of Counsel for the Applicant list this matter on **09.10.2023**.

I.A. 3781/2023

After some arguments the Ld. Counsel for the RP seeks to place on record the rejoinder to the reply filed by the Respondent. Let the same be filed within two weeks.

List this I.A. on **08.11.2023**.

Sd/-
CHARANJEET SINGH GULATI
Member (Technical)
Vitthal

Sd/-
LAKSHMI GURUNG
Member (Judicial)