

IN THE NATIONAL COMPANY LAW TRIBUNAL, NEW DELHI
COURT-III

Item No.-102
New IA-353/2021
In
IB -1771(ND)/2018

IN THE MATTER OF:

Ms. Priyanshi Arora V/s.

Vs.

M/s. Dream Procon Pvt. Ltd.

....FINANCIAL CREDITOR

....CORPORATE DEBTOR

SECTION

U/s 7 IBC Code, 2016

Order delivered on 27.01.2021

CORAM:

CH. MOHD. SHARIEF TARIQ

MEMBER (JUDICIAL)

SHRI NARENDER KUMAR BHOLA

MEMBER (TECHNICAL)

PRESENT:

For the Appellant/FC

:

For the Respondent/CD

:

For the Intervener

: Mr. Milan Negi Adv for RP

ORDER

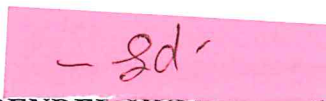
IA 353/2021

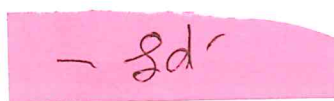
Counsel for the Resolution Professional is present and submitted that the CoC in its 9th meeting held on 24.12.2020, had passed a Resolution to seek the extension of the CIRP by 60 days on the basis that the R.P. was affected with Covid-19 and there are four Resolution plans which need to be considered by the CoC and the number of the home buyers is more than 500/- in the Corporate Debtor.

Looking to the nature of the business of the Corporate Debtor, large number of the Home Buyers, the RP got affected with COVID-19 and there are four

Resolution Plans in the pipeline, which are yet to be considered by the CoC, this Authority extends the CIRP period of the CD for a further period of 60 days with effect from 10th January onwards with the direction to the Resolution Professional to complete the CIRP of the CD, before the expiry of the extended period of time and file the status report.

In terms of the above, the Application is **Allowed**.


(NARENDER KUMAR BHOLA)
MEMBER (TECHNICAL)


(CH. MOHD. SHARIEF TARIQ)
MEMBER (JUDICIAL)

New IA-353/2021 In IB -1771(ND)/2018

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IN THE NATIONAL COMPANY LAW TRIBUNAL, NEW DELHI
COURT-III

Item No.-102
New IA-151/2021
In
IB -1771(ND)/2018

IN THE MATTER OF:

Ms. Priyanshi Arora V/s.

Vs.

M/s. Dream Procon Pvt. Ltd.

....FINANCIAL CREDITOR

....CORPORATE DEBTOR

SECTION

U/s 7 IBC Code, 2016

Order delivered on 27.01.2021

CORAM:

CH. MOHD. SHARIEF TARIQ

MEMBER (JUDICIAL)

SHRI NARENDER KUMAR BHOLA

MEMBER (TECHNICAL)

PRESENT:

For the Appellant/FC

: Mr. Sunil Fernandes, Mr. Darpan Sachdeva, Mr. Prastut Dalvi
and Mr. Shubham Sharma, Advocates

For the Respondent/CD

:

For the Intervener

:

ORDER

IA 151/2021

Counsel for the Applicant is present and prayed to take on record the Order dated 11th December, 2020 passed by the Hon'ble Supreme Court in Civil Appeal No.3826 of 2020 and adjourn I.A No. 3022/2020 *sine die* in which final arguments were made by both the parties and the order was reserved on 11.01.2020. It is noted that the Order dated 11th December, 2020 was passed by the Hon'ble Supreme Court in Civil Appeal No. 3826 of 2020 prior to the date on which arguments were heard in I.A No. 3022/2020 and the counsel for the applicant did not refer to the said order. Moreover, the matter subjudiced before the Apex Court has no relation with I.A. No. 3022/2020.

Further, the counsel for the applicant prayed to await the final outcome in Civil Appeal No. 3826 of 2020 which is pending before the Apex Court and also

prayed to direct the Resolution professional not to create any third-party rights in relation to the Apartments, which is the subject matter of IA. 3022/2020 and the successful Resolution plan should remain subject to the final outcome of the IA 3022 of 2020.

The prayers made in the application are not tenable able in the eyes of law. Once, the final arguments are made and order is reserved in IA 3022/2020, then no procedure provides for filing such application and passing directions as prayed by the applicant. In the circumstances, filing of such application by the applicant is nothing but sheer misuse of the process of law. Therefore, the application being devoid of merits is dismissed in *limine*.

— Sdr

(NARENDER KUMAR BHOLA)
MEMBER (TECHNICAL)

— Sdr

(CH. MOHD. SHARIEF TARIQ)
MEMBER (JUDICIAL)

Item No.-102

New IA-151/2021 In IB -1771(ND)/2018

IN THE NATIONAL COMPANY LAW TRIBUNAL, NEW DELHI
COURT-III

Item No.-102
New IA-53/2021
In
IB -1771(ND)/2018

IN THE MATTER OF:

Ms. Priyanshi Arora V/s.

Vs.

M/s. Dream Procon Pvt. Ltd.

....FINANCIAL CREDITOR

....CORPORATE DEBTOR

SECTION

U/s 7 IBC Code, 2016

Order delivered on 27.01.2021

CORAM:

CH. MOHD. SHARIEF TARIQ

MEMBER (JUDICIAL)

SHRI NARENDER KUMAR BHOLA

MEMBER (TECHNICAL)

PRESENT:

For the Appellant/FC

:

For the Respondent/CD

:

For the Intervener

: Mr. Milan Negi Adv for RP

ORDER

IA 53/2021

Matter called. No representation. Counsel for the R.P. is present. Matter stands adjourned.

List the matter on 25.02.2021.

— Solr —

(NARENDER KUMAR BHOLA)
MEMBER (TECHNICAL)

— Solr —

(CH. MOHD. SHARIEF TARIQ)
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL, NEW DELHI
COURT-III

Item No.-102

IA-5425/2020 IA-5426/2020

In

IB -1771(ND)/2018

IN THE MATTER OF:

Ms. Priyanshi Arora V/s.

Vs.

M/s. Dream Procon Pvt. Ltd.

....FINANCIAL CREDITOR

...CORPORATE DEBTOR

SECTION

U/s 7 IBC Code, 2016

Order delivered on 27.01.2021

CORAM:

CH. MOHD. SHARIEF TARIQ

MEMBER (JUDICIAL)

SHRI NARENDER KUMAR BHOLA

MEMBER (TECHNICAL)

PRESENT:

For the Appellant/FC :

For the Respondent/CD :

For the Intervener : Mr. Milan Negi Adv for RP

ORDER

IA 5425 & 5426/2020

Matter called. No representation on behalf of the Applicant. Counsel for the R.P. is present. Matter stands adjourned.

List the matter on 25.02.2021.

— Sd —

(NARENDER KUMAR BHOLA)
MEMBER (TECHNICAL)

— Sd —

(CH. MOHD. SHARIEF TARIQ)
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL, NEW DELHI
COURT-III

Item No.-102
New IA-285/2021
In
IB -1771(ND)/2018

IN THE MATTER OF:

Ms. Priyanshi Arora V/s.

Vs.

M/s. Dream Procon Pvt. Ltd.

....FINANCIAL CREDITOR

....CORPORATE DEBTOR

SECTION

U/s 7 IBC Code, 2016

Order delivered on 27.01.2021

CORAM:

CH. MOHD. SHARIEF TARIQ

MEMBER (JUDICIAL)

SHRI NARENDER KUMAR BHOLA

MEMBER (TECHNICAL)

PRESENT:

For the Appellant/FC :

For the Respondent/CD : Ms. Nupur Raut (Respondent No. 7) Advocate

For the Intervener :

ORDER

IA 285/2021

Counsel for the Financial Creditor is present. Counsel for the Respondent No. 7 is present. She is directed to file reply within three weeks. No representation on behalf of other Respondents. The Registry is directed to issue notice to the other Respondents. The counsel for the Resolution Professional is permitted to serve private notice on other respondents by all modes and file proof of service on or before next date of hearing.

List the matter on 25.02.2021.

— Sd —

(NARENDER KUMAR BHOLA)
MEMBER (TECHNICAL)

— Sd —

(CH. MOHD. SHARIEF TARIQ)
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL, NEW DELHI
COURT-III

Item No.-102
New IA-349/2021
In
IB -1771(ND)/2018

IN THE MATTER OF:

Ms. Priyanshi Arora V/s.

Vs.

M/s. Dream Procon Pvt. Ltd.

....FINANCIAL CREDITOR

....CORPORATE DEBTOR

SECTION

U/s 7 IBC Code, 2016

Order delivered on 27.01.2021

CORAM:

CH. MOHD. SHARIEF TARIQ

MEMBER (JUDICIAL)

SHRI NARENDER KUMAR BHOLA

MEMBER (TECHNICAL)

PRESENT:

For the Appellant/FC

: Mr. Shwetank Sailakwal, Advocate

For the Respondent/CD

:

For the Intervener/RP

: Mr. Milan Negi for R.P.

ORDER

IA 349/2021

Counsel for the Applicant is present. Counsel for the R.P. is present. The Counsel for the R.P. may be provided with the copy of the Application along with record by the counsel for the Applicant and thereafter, the counsel for the R.P. is directed to file reply within three weeks.

List the matter on 25.02.2021.

— Sd —

(NARENDER KUMAR BHOLA)
MEMBER (TECHNICAL)

— Sd —

(CH. MOHD. SHARIEF TARIQ)
MEMBER (JUDICIAL)