

IN THE NATIONAL COMPANY LAW TRIBUNAL: NEW DELHI
COURT – IV

ITEM No. 2

New IA/111/ND/2023, New IA/112/ND/2023 in IB/552/ND/2021

IN THE MATTER OF:

Omkara Assets Reconstruction Pvt. Ltd.	...	Applicant
Versus		
K.S.N Buildwell Pvt. Ltd.	...	Respondent

Order under Section 7 of IBC, 2016.

Order delivered on 09.01.2023

Coram:

MR. P. MOHAN RAJ,
HON'BLE MEMBER (JUDICIAL)
DR. BINOD KUMAR SINHA,
HON'BLE MEMBER (TECHNICAL)

PRESENT:

For the RP : Mr. Adhish Srivastava and Mr. Pradeep K. Dudy, Advocates
For UP Awas Evam Vikas Prishad : Mr. Ritesh Agrawal,
Mr. Teejas Bhatia, Advs.

ORDER

New IA/111/ND/2023

This application has been filed by the Resolution Professional-Mr. Mohit Goyal under Section 60(5) of Insolvency & Bankruptcy Code, 2016 read with Rule 11 of NCLT Rules 2016 seeking directions against the erstwhile Resolution Professional to provide all the relevant documents and information in respect of the Corporate Debtor. It is seen from the record that Mr. Anil Matta erstwhile RP was replaced by this Tribunal's order dated 11.10.2022 and Mr. Mohit Goyal was appointed as the Resolution Professional in the instant case. We have already directed Mr. Anil Matta to hand over all the relevant documents or information to Mr. Mohit Goyal within seven days from passing of the said order dated 11.10.2022.. However, it appears that the documents and information as mentioned under Paragraph 18 of the instant application have still not been handed over by Mr. Anil Matta (erstwhile RP) to Mr. Mohit Goyal, present Resolution Professional of the Corporate Debtor.

We hereby again direct Mr. Anil Matta to hand over all the documents information which is mentioned in Paragraph 18 of the instant application

to Mr. Mohit Goyal forthwith, failing which, appropriate orders shall be passed.

Notice be issued to the respondent for appearance as well as for filing reply/status of compliance of our directions. One week's time is granted for the same.

Let the matter be posted on 20.01.2023.

New IA/112/ND/2023

This application has been filed by the Resolution Professional under Section 19 of Insolvency & Bankruptcy Code, 2016 seeking directions to the suspended management to assist and cooperate in handing over the documents and other information in relation of the Corporate Debtor read with Rule 11 of NCLT Rules, 2016.

Let this matter be posted on 20.01.2023.

Sd/-
DR. BINOD KUMAR SINHA
MEMBER (TECHNICAL)

Mukesh

Sd/-
P. MOHAN RAJ
MEMBER (JUDICIAL)