

NATIONAL COMPANY LAW APPELLATE TRIBUNAL
NEW DELHI

Company Appeal (AT) (Insolvency) No. 688 of 2020

IN THE MATTER OF:

**Udayraj Patwardhan,
Resolution Professional for
Ind-Bharath Energy (Utkal) Ltd.**

...Appellant

Versus

Tata Capital Financial Services Ltd.

...Respondent

Present:

For Appellant :

**Mr. Abhijeet Sinha, Mr. Niraj Kumar, Mr. Shashank
Agarwal, Mr. Aditya Shukla and Mr. Satendra K. Rai,
Advocates
Mr. Udayraj Patwardhan, RP**

For Respondent :

**Mr. Jayant Mehta, Mr. Nilang Desai, Ms. Vatsala Rai
Ms. Ashrita Gulati and Ms. Durga Manda, Advocates**

ORDER
(Through Virtual Mode)

18.08.2020 I.A. No. 1854 of 2020 is allowed subject to filing of a certified copy of the impugned order within four weeks.

I.A. No. 1854 of 2020 stands disposed of.

Let notice be issued upon Respondent.

Since any order passed in this appeal may require to be implemented by the 'Committee of Creditors', we deem it appropriate to array 'Committee of Creditors' as proforma Respondent. Learned counsel for the Appellant make necessary corrections in the cause title and other relevant pages of the appeal.

At this stage Mr. Jayant Mehta, Advocate (Caveator) waived and accepted notice on behalf of Respondent No. 1. Caveat filed by Respondent is discharged. No further notice need to be served upon Respondent No. 1.

Let notice be issued on Respondent No. 2 ('Committee of Creditors'). Appellant to provide mobile Nos./ *e-mail* address of Respondent No. 2. Notice be issued through *e-mail* or any other available mode. Requisites along with process fee be filed within two days.

Learned counsel for Respondent No. 1 may file short affidavit in reply within a week's time. Rejoinder, if any, may be filed within a week thereof. In the meantime, learned counsel for the parties may also file their short written submissions, not exceeding three pages.

List the appeal 'for Admission (After Notice)' on **3rd September, 2020**.

**[Justice Bansi Lal Bhat]
Acting Chairperson**

**[Justice Jarat Kumar Jain]
Member (Judicial)**

**[Shreasha Merla]
Member (Technical)**

/ns/gc/