

NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI

Company Appeal (AT) (Insolvency) No. 946 of 2019

IN THE MATTER OF:

M/s Sobha Renaissance Information
Technology Pvt. Ltd. (SRIT) Appellant

Vs

M/s. Trivium Systems Inc.,
Represented by their Indian subsidiary
Trivium India Software Pvt. Ltd. Respondent

Present:

**For Appellant: Mr. Shivan Narang, Mr. Sunil K. Samant,
Advocates. Dr. Madhu Nambiar.**

**For Respondent: Ms. Anuparna Bordoloi and Mr. Mahesh
Thakur, Advocates with Mr. Arun
Maheshwari.**

O R D E R

12.09.2019 Learned counsel for the appellant prays for and is allowed time till 17th September, 2019 to file petition for substitution of one of the Director/ Shareholder as Appellant and to transpose M/s Shoba Renaissance Information Technology Private Limited through Interim Resolution Professional as 2nd Respondent.

Learned Counsel for the Appellant submits that the parties have settled the matter and 'Committee of Creditors' has not been constituted.

Ms. Anuparna Bordoloi, learned Counsel appears on behalf of the 1st Respondent ('Operational Creditor') accepts that the matter has been settled with the parties and the 'Committee of Creditors' has not been constituted.

In the circumstances, we allow the Appellant to implead the 'Interim Resolution Professional' of M/s Shoba Renaissance Information Technology Private Limited ('Corporate Debtor') as party Respondent No.3. Learned Counsel for the Appellant will serve a copy of paper-book on 'Interim Resolution Professional' in course of the day, who may file a reply affidavit

by 16th September, 2019 along with copy of the terms of settlement, if any, reached. The Appellant along with petition for substitution may also file the terms of settlement.

In the meantime, the 'Interim Resolution Professional' will ensure that no 'Committee of Creditors' is constituted.

Post the case 'for orders' on **18th September, 2019** along with petition for substitution and affidavit, if any filed.

[Justice S. J. Mukhopadhaya]
Chairperson

[Kanthi Narahari]
Member (Technical)