

NATIONAL COMPANY LAW TRIBUNAL, MUMBAI BENCH
COURT III

107. I.A. 3054/2022

I.A. 3053/2022

I.A. 2370/2021

I.A. 402/2021

I.A. 304/2021

I.A. 174/2021

In

C.P.(IB)-4135(MB)/2018

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

ORDER SHEET OF THE HEARING OF MUMBAI BENCH OF THE NATIONAL
COMPANY LAW TRIBUNAL ON **09.02.2024**

NAME OF THE PARTIES: USV Pvt. Ltd

V/s.

Lok Housing & Construction Ltd

SECTION 7 OF IBC, 2016

ORDER

Hearing through: VC and Physical (Hybrid Mode)

Adv. Harsh Kesharia for RP, Adv. Kunal Damle for applicant in IA 3053/2022,
Adv. Harshal Vyas for applicant and adv. Rushab Chopra i/b Vidhii Partners
for Respondent are present.

I.A. 3054/2022 & I.A. 3053/2022

These applications have been filed by Mr. Gaurav Mahesh Gautam and Mr.
Saroj Vishnu Gautam & Vishnudutta Sundarlal Gautam respectively seeking

direction to RP to handover their respective flats for which consideration has been paid.

Ld. counsel for RP submitted that the FIR had been filed by Mr. Banka formal director of Sankalp Realty Pvt. Ltd and JV Partners of CD against Mr. Darshan Gandhi, director of CD, on 14.08.2015. However, counsel for the Applicant has brought our attention to para 9 on page 7 of the Reply wherein it is mentioned that the settlement has been entered between JV Partners i.e. Sankalp Realty and the Corporate Debtor and therefore the rigor of FIR has watered down. But the Settlement Agreement is not on record.

RP seeks to file the same and to address on this issue on the next date of hearing. List on **22.03.2024**.

I.A. 2370/2021

Both the parties seek time to file additional affidavit giving details of the outstanding amount on account of supply by the applicant to the Corporate Debtor. Let the same be done within two weeks after serving advance copy on the other side. List on **22.03.2024**.

I.A. 402/2021 & I.A. 304/2021

The above applications are filed by the Sankalp Realty Pvt. Ltd. None appeared for the Applicant, in the interest of justice, list on **22.03.2024** for appearance of the Applicant/dismissal of the Applications.

I.A. 174/2021

The above application is filed by the Ellora Infrastructure Pvt. Ltd. None appeared for the Applicant, in the interest of justice, list on **22.03.2024** for appearance of the Applicant/dismissal of the Application.

Sd/-
CHARANJEET SINGH GULATI
Member (Technical)
--Rajeev--

Sd/-
LAKSHMI GURUNG
Member (Judicial)