

NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI

Company Appeal (AT) (Insolvency) No. 601 of 2019

IN THE MATTER OF:

Shweta Vishwanath Shirke & Ors.

...Appellant

Vs

The Committee of Creditors & Anr.

...Respondents

Present:

For Appellant: Mr. Rajiv Ranjan, Sr. Advocate with Mr. Sankalp Sharma, Mr. Rajesh Parikh and Ms. Vijeta Mukherjee, Advocates.

For Respondents: Mr. Ramji Srinivasan, Sr. Advocate with Mr. Siddharth Sharma, Ms. Sylona Mohapatra and Mr. Nikhil Ramdev, Advocates for R-1.

Mr. Shashank Agarwal, Advocate for R-2.

ORDER

30.05.2019: Issue Notice. Mr. Siddharth Sharma, Advocate alongwith Mr. Ramji Srinivasan, Sr. Advocate accepts notice on behalf of 1st Respondent (Committee of Creditors). Mr. Shashank Agarwal, Advocate accepts notice on behalf of 2nd Respondent (RP). No further notice needs to be issued on them. Respondents may file their respective reply affidavit within two weeks. Rejoinder, if any, may be filed by the Appellant within two weeks thereof.

Post the case on **16th July, 2019** as first case 'for admission (after notice)'. The appeal may be disposed of at the stage of admission.

Until further order, the operation of impugned order dated 8th May, 2019 so far as liquidation is concerned shall remain stayed. However, the Liquidator will ensure that the company remains a going concern. The bank account(s) of

the 'Corporate Debtor' be allowed to be operated for day-to-day functioning of the company such as for payment of current bills of the suppliers, salaries and wages of the employees'/workmen, electricity bills etc.

[Justice S. J. Mukhopadhaya]
Chairperson

[Justice A. I. S. Cheema]
Member (Judicial)

(Kanthi Narahari)
Member (Technical)

am/gc