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HARYANA REAL ESTATE REGULATORY AUTHORITY
GURUGRAM

हरियाणा भू-संपदा विनियामक प्राधिकरण, गुरुग्राम

New PWD Rest House, Civil Lines, Gurugram, Haryana

नया पी.डब्ल्यू.डी. विश्राम गृह, सिविल लाईंस, गुरुग्राम, हरियाणा

PROCEEDINGS OF THE DAY		78
Day and Date	Wednesday and 13.09.2023	
Complaint No.	CR/1410/2022 Case titled as Rajesh Mishra Vs CHD Developers Limited	
Complainant	Rajesh Mishra	
Represented through	Ms Monika Yadav, proxy counsel	
Respondent	CHD Developers Limited	
Respondent Represented through	Shri Birendra Kumar Roy, Advocate, on behalf of the IRP.	
Last date of hearing	22.3.2023	
Proceeding Recorded by	Naresh Kumari and HR Mehta	

Proceedings

Vide order dated 05.09.2022 passed by the NCLT, Principal Branch, New Delhi in case No. IBPP/02/PB/2022 in the matter of CHD Developers Pvt. Ltd. and case No. IB 1775 (PB)/2018 titled as Shailendra Kumar Agarwal versus M/S CHD Developers Pvt. Ltd and case No. 1081 (PB) /2020 vide which the petitions have been admitted by the NCLT and Mr. Rajesh Kumar Parakh has been appointed as IRP having registration No. IBBI/IPA-001/IP-P00272/2017-18/10516 email parakh.rajesh@gmail.com mobile No.9811350848 as Interim Resolution Professional and moratorium is declared under section 14 of IBC 2016. However, during the pendency of the moratorium period, terms of section 14 (2) to 14 (3) of IBC shall come in force.

After that an appeal was filed by suspended Director before Hon'ble NCLAT. Further the Hon'ble NCLAT vide order dated 14.08.2023 passed in Company Appeal (AT) (Insolvency) No.1168 of 2022 and IA No.160 of 2023 with Company Appeal (AT (Insolvency) No.1301 of 2022 titled as Gaurav Mittal, Promoter, suspended Director and Share holder Versus CHD Developers Ltd. and Ors. ,passed an order on 14.8.2023 and mentioned that both the parties submit that in the event certain solution is agreeable to all the parties, the projects can be saved and learned counsels appearing for the Home-buyers



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submits that principally they are also in agreement. Further NCLAT listed this case on 26th September, 2023 with the directions that interim order to continue.

Shri Birendra Kuma Roi, Counsel appearing on behalf of the IRP states that the IBC proceedings are going on and as per the orders of the NCLAT certain proposals are being circulated for consideration by the land owners CHD-Vann and Resortico. He further stated that it is mentioned in the orders of the Hon'ble NCLAT that home buyers are principally in agreement with the proposals being circulated for consideration. Hence the NCLAT has adjourned the matter for 26.9.2023 and on the basis of that the proceedings herein and the case may be adjourned to any date post the hearing date in NCLAT which is 26.9.2023.

In view of the above, the matter is adjourned and to come up on 6.12.2023 for further proceedings.


Sanjeev Kumar Arora
Member
13.09.2023