

PROCEEDINGS OF THE DAY		27
Day and Date	Tuesday and 27.09.2022	
Complaint No.	CR/4793/2021 Case titled as Sikha Gupta and Sunita Rani Vs AKME projects limited & Grand Star Reality Private Limited	
Complainant	Sikha Gupta and Sunita Rani	
Represented through	Shri Vijender Parmar Advocate	
Respondent	AKME projects limited & Grand Star Reality Private Limited	
Respondent Represented through	Shri Saurabh Verma Advocate for R1 Shri Vikas Bhardwaj Adv. for R2	
Last date of hearing	20.05.2022	
Proceeding Recorded by	Naresh Kumari and HR Mehta	
Proceedings		
The present complaint has been received on 07.12.2021 and the reply on behalf of respondent no. 1 & no. 2 was received on 11.03.2022 & 31.03.2022 respectively. As per perusal of documents on record, the authority observes following points:- • The respondent no. 1 i.e. Akme Projects Limited (hereinafter, R1) has gone under Corporate Insolvency Resolution Process vide orders dated 18.04.2018. • The said project of the R1 was mortgage with Yes Bank Limited and vide auction dated 02.04.2016 under SARFAESI Act, 2002, the said project was sold to respondent no. 2 i.e. Grandstar Realty Private Limited (hereinafter, R2) wherein as per sale notice, the said project (specifically details of assets provided as annexure A) , R2 was required to deposit the		

CR/4193/2021

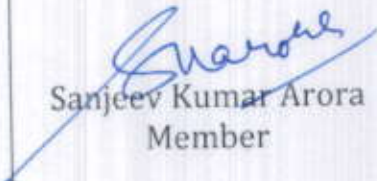
administrative charges regarding change of developer. (ref page no. 87 of complaint).

- As per list of assets, the subject unit of the complainant i.e. A-402 was covered under the said list and the same is evident from page no. 93 of the complaint.
- The R2 alleges that the said transfer was challenged before DRT, Delhi and the same is still pending before it.
- As per annexure 4, page no. 34 of reply by R1, the complainant has also raised her claim before NCLT.

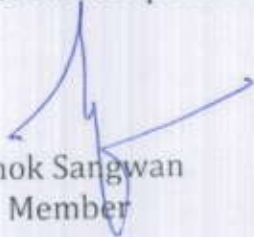
The respondent No.2 is being represented by proxy counsel Shri Vikash Bhardwaj. He states that the counsel for respondent No.2 is occupied in another matter. This shows the non seriousness of respondent No.2 towards the case. Respondent No.2 is directed to be present in person on the next date of hearing to explain. The matter be listed before the full bench on the next date of hearing i.e. 22.11.2022.

The counsel for respondent No.1 has placed the order of Hon'ble Supreme Court of India in Civil Appeal no.7556 of 2021 whereby proceedings in NCLT pertaining to appointment of IRP has been stayed.

Matter to come up on **22.11.2022** for further proceedings.



Sanjeev Kumar Arora
Member



Ashok Sangwan
Member

27.09.2022



Vijay Kumar Goyal
Member