



SL. No.9

**NATIONAL COMPANY LAW TRIBUNAL  
HYDERABAD BENCH  
COURT HALL NO: II**

**Special Bench (Video Conference)**

**CORAM: DR.VENKATA RAMAKRISHNA BADARINATH NANDULA – HON'BLE MEMBER (J)  
CORAM: SHRI SATYA RANJAN PRASAD , HON'BLE MEMBER (T)**

**ATTENDANCE-CUM-ORDER SHEET OF THE HEARING OF NATIONAL COMPANY LAW TRIBUNAL,  
HYDERABAD BENCH, HELD ON 22.09.2022 AT 02:30 PM THROUGH VIDEO CONFERENCE**

|                                  |                                                |
|----------------------------------|------------------------------------------------|
| TRANSFER PETITION NO.            |                                                |
| COMPANY PETITION/APPLICATION NO. | IA (IBC)/976/2022 in CP (IB) No.158/7/HDB/2018 |
| NAME OF THE COMPANY              | Ciscon Projects Pvt Ltd                        |
| NAME OF THE PETITIONER(S)        |                                                |
| NAME OF THE RESPONDENT(S)        |                                                |
| UNDER SECTION                    | 7 of IBC                                       |

**ORDER**

**IA 976/2022** – Mr. V.V.S.N. Raju, Learned Counsel for Successful Resolution Applicant appeared via video conference.

This is an application filed by the Successful Resolution Applicant contending, inter alia, that the Respondent officials have been insisting that certain claims which according to the Applicant were prior to the CIRP period be complied with by the Applicant, as referred to in various Show Cause Notices issued by the 1<sup>st</sup> Respondent. Learned Counsel submits that the issue involved in this application is squarely covered by the ruling of the Hon'ble Supreme Court of India in **Ganshyam Mishra and Sons Pvt. Ltd. vs. Edelweiss Asset Reconstruction Company Limited**. According to the Learned Counsel, there is every likelihood of action being taken on the show cause notices, at any time, therefore, pending filing of counters, if any, by the Respondents, the Tribunal may consider grant of interim relief restraining the respondents from taking any coercive steps pursuant to the show cause notice mentioned in the petition. Heard. Perused the record. A perusal of the impugned show cause notices prima facie, disclose that the same relates to the claims prior to CIRP. Therefore, we find force in the submission of the Learned Counsel for the SRA that the ruling in **Ganshyam Mishra and Sons Pvt. Ltd. vs. Edelweiss Asset Reconstruction Company Limited**, supra, is applicable to the present case. We are satisfied that the Petitioner has made out a prima facie case, if the respondents are allowed to take any coercive step pending hearing and disposal of this application, the petitioner would suffer irreparable loss and injury. Hence, we hereby direct the Respondents not to take any coercive steps against the Petitioner pursuant to the show cause notices, which are mentioned in the application till further orders of this Tribunal. Meanwhile, Petitioner shall take an urgent notice to the Respondent and Counter, if any, by the Respondents before the next hearing date.

The matter is adjourned to 25.10.2022.

  
**MEMBER (T)**

**Syamala**

  
**MEMBER (J)**