



DIVISION BENCH
COURT - II

P-109

**NATIONAL COMPANY LAW TRIBUNAL
KOLKATA BENCH
KOLKATA**

C.P. (IB)/52(KB)2022

**CORAM: 1. HON'BLE MEMBER(J), SMT. BIDISHA BANERJEE
2. HON'BLE MEMBER(T), SHRI BALRAJ JOSHI**

ATTENDANCE-CUM-ORDER SHEET OF THE HEARING ON 19TH DECEMBER, 2022, 02:00 P.M

IN THE MATTER OF	TATANAGAR FINANCIAL SERVICES LIMITED VS SIS MOHAN REAL ESTATE PRIVATE LIMITED
UNDER SECTION	IBC UNDER SEC 9

Counsel/Authorised Representative appeared physically/through video conference:

For OC : Mr. Ramesh Chandra Prusti, Adv.
Mr. Binay Kumar Upadhyay, Adv.
Mr. Sanjib Kr. Das, Adv.

For CD : Ms. Tanvi Luhariwala, Adv.
Ms. Simran Kaul, Adv.

ORDER

1. Ld. Counsel for the Operational Creditor present. Ld. Counsel for the Corporate Debtor present.
2. Ld. Counsel appearing for the Corporate Debtor submits that she has filed an application being IA(IBC)1369(KB)2022 praying for setting aside the *ex parte* order. This application is not on Board today. Upon mentioning, the application is taken up on Board.
3. Heard the arguments of the Ld. Counsel appearing for the Operational Creditor. We are of the view that an opportunity is to be granted to the Corporate Debtor to place their case. However, since the Corporate Debtor has delinquenty avoided the hearing of the Court, their right shall be restored subject to payment of cost of Rs.20,000/- to be **payable within two weeks** to the '**Prime Minister National Relief Fund**' and file payment receipt to this Adjudicating Authority.



4. Let reply affidavit be filed within two weeks with advance copy served on the Ld. Counsel-on-Record for the Operational Creditor. **With the above directions, IA(IBC)1369(KB)2022 shall stand disposed of.**
5. List the main C.P. on **08/02/2023**.

Balraj Joshi
Member (Technical)

Bidisha Banerjee
Member (Judicial)