

IN THE NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD
COURT - 2

ITEM No.260 – IA/783(AHM)2022
in
CP(IB) 308 of 2020

Proceedings under Section 7 IBC

IN THE MATTER OF:

Stros-Sedlcanske Strojirny, A.S
V/s

.....Applicant

Stros Esquire Elevators & Hoists Pvt Ltd

.....Respondent

Order delivered on: 11/03/2024

Coram:

Mrs. Chitra Hankare, Hon'ble Member(J)
Dr. Velamur G Venkata Chalapathy, Hon'ble Member(T)

PRESENT:

For the Applicant

: Mr. Tanmay Kelkar, Adv. i/b Mr. G Aniruth
Purusothaman, Adv. in IA/783(AHM)2022

ORDER

IA/783(AHM)2022

We direct the corporate debtor and financial creditor to file reply on the report of amicus curiae within fifteen days by giving copy to the other side.

List the matter on 23.04.2024

Sd/-

DR. V. G. VENKATA CHALAPATHY
MEMBER (TECHNICAL)

Sd/-

CHITRA HANKARE
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD
COURT - 2

ITEM No.261 - IA/474(AHM)2023
in
CP(IB) 602 of 2018

Proceedings under Section 9 IBC

IN THE MATTER OF:

Ingram Micro Pvt Ltd
V/s
Care Office Equipment Ltd

.....Applicant

.....Respondent

Order delivered on: 11/03/2024

Coram:

Mrs. Chitra Hankare, Hon'ble Member(J)
Dr. Velamur G Venkata Chalapathy, Hon'ble Member(T)

PRESENT:

For the Applicant : Mr. Prakash P Thakkar, Adv.
For the Respondent : Mr. Nipun Singhvi, Adv. along with Ms. Pragati Tiwari, Adv.

ORDER

IA/474(AHM)2023

Ld. Counsel for the respondent submitted that they have filed reply and served copy to the applicant/ state tax department. He further submitted that the address/email of the Ld. Counsel appearing for the applicant is not traceable, which is not mentioned in the petition. Ld. Counsel for the applicant submitted that he will give the email ID on the chat box. He is directed to file Rejoinder within 1 week.

List the matter on 22.04.2024.

Sd/-

DR. V. G. VENKATA CHALAPATHY
MEMBER (TECHNICAL)

Sd/-

CHITRA HANKARE
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD
COURT - 2

ITEM No.262 - IA/610(AHM)2023
CP(IB) 788 of 2019

Proceedings under Section 9 IBC

IN THE MATTER OF:

Kuber Texlen Pvt Ltd
V/s
Virar Fabrics Pvt Ltd

.....Applicant

.....Respondent

Order delivered on: 11/03/2024

Coram:

Mrs. Chitra Hankare, Hon'ble Member(J)
Dr. Velamur G Venkata Chalapathy, Hon'ble Member(T)

PRESENT:

For the Applicant	: Mr. Nipun Singhvi, Adv. a.w. Ms. Pragati Tiwari, Adv.
For the Respondent	: None

ORDER

IA/610(AHM)2023

The Liquidator is directed to implead HDFC Bank and Canara Bank in this matter as party, for wrongfully routing the proceeds for the purpose of EMI payment from the CORPORATE DEBTOR's account on behalf of the Suspended Management. Liquidator is directed to also issue notice to HDFC Bank, Canara Bank and to Suspended Management and file affidavit of service within two weeks as the liquidation process is getting expired shortly.

HDFC Bank, Canara Bank and suspended management are directed to file reply, within two weeks, from the date of receipt of notice, by giving copy to the liquidator.

List the matter on 26.04.2024

Sd/-

DR. V. G. VENKATA CHALAPATHY
MEMBER (TECHNICAL)

Sd/-

CHITRA HANKARE
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD
COURT - 2

ITEM No.263 - IA/1422(AHM)2023
in
CP(IB) 418 of 2018

Proceedings under Section 7 IBC

IN THE MATTER OF:

IDBI
V/s
Reliance Naval and Engineering Ltd

.....Applicant

.....Respondent

Order delivered on: 11/03/2024

Coram:

Mrs. Chitra Hankare, Hon'ble Member(J)
Dr. Velamur G Venkata Chalapathy, Hon'ble Member(T)

PRESENT:

For the Applicant : Mr. Parth Contractor, Adv. with Mr. Amir Arsiwala, Adv.
For the Respondent : Mr. Dhruvad Vaghani, Adv. for R1

ORDER

IA/1422(AHM)2023

The Successful Resolution Applicant (SRA) is directed to serve a physical copy of the petition on the Registrar of Companies (RoC). The RoC is directed to give response if any, to enable SRA to complete the formalities in terms of the provisions of the Companies Act. In case, the RoC will not appear on the next date of hearing, or files response we will pass necessary orders which will be binding.

The RoC to note that before 31.03.2024 the necessary compliance has to be completed by the SRA. Ld. Counsel for the erstwhile RP appeared and assured that he will give the necessary support including digital signature, if any, as per the provisions of the Companies Act/IBC.

List the matter on 21.03.2024

Sd/-

DR. V. G. VENKATA CHALAPATHY
MEMBER (TECHNICAL)

Sd/-

CHITRA HANKARE
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD
COURT - 2

ITEM No.264 - IA/1474(AHM)2023
in
CP(IB)/100(AHM)2023

Proceedings under Section 95 IBC

IN THE MATTER OF:

State Bank Of India
V/s
Jayesh Tribhovandas Ganatra

.....Applicant

.....Respondent

Order delivered on: 11/03/2024

Coram:

Mrs. Chitra Hankare, Hon'ble Member(J)
Dr. Velamur G Venkata Chalapathy, Hon'ble Member(T)

PRESENT:

For the Applicant	: Mr. Kamil Lokhandwala, Adv.
For the SBI	: Ms. M A Gogia, Adv.
For the Personal Guarantor	: Mr. Chaitanya Patel, Adv.

ORDER

IA/1474(AHM)2023

Ld. Counsel for the personal guarantor submitted that he has not yet filed Vakalatnama physically and also seeks time to file reply affidavit. Let the personal guarantor file reply. Meanwhile, we direct the liquidator of the corporate debtor to file reply to the report of RP.

List the matter on 08.04.2024

Sd/-

DR. V. G. VENKATA CHALAPATHY
MEMBER (TECHNICAL)

Sd/-

CHITRA HANKARE
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD
COURT - 2

ITEM No.265 - IA/1475(AHM)2023
in
CP(IB)/101(AHM)2023

Proceedings under Section 95 IBC

IN THE MATTER OF:

State Bank Of India
V/s
Bipin Tribhovandas Ganatra

.....Applicant

.....Respondent

Order delivered on: 11/03/2024

Coram:

Mrs. Chitra Hankare, Hon'ble Member(J)
Dr. Velamur G Venkata Chalapathy, Hon'ble Member(T)

PRESENT:

For the Applicant	: Mr. Kamil Lokhandwala, Adv.
For the SBI	: Ms. M A Gogia, Adv.
For the Personal Guarantor	: Mr. Chaitanya Patel, Adv.

ORDER

IA/1475(AHM)2023

Ld. Counsel for the personal guarantor submitted that he has not yet filed Vakalatnama physically and also seeks time to file reply affidavit. Let the personal guarantor file reply. Meanwhile, we direct the liquidator of the corporate debtor to file reply to the report of RP.

List the matter on 08.04.2024

Sd/-

DR. V. G. VENKATA CHALAPATHY
MEMBER (TECHNICAL)

Sd/-

CHITRA HANKARE
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD
COURT - 2

ITEM No.266 - IA/1045(AHM)2023
in
CP(IB)/314(AHM)2022

Proceedings under Section 9 IBC

IN THE MATTER OF:

Shrinathji Spintex Pvt Ltd
V/s
Sunrise Ginning Pvt Ltd

.....Applicant

.....Respondent

Order delivered on: 11/03/2024

Coram:

Mrs. Chitra Hankare, Hon'ble Member(J)
Dr. Velamur G Venkata Chalapathy, Hon'ble Member(T)

PRESENT:

For the RP : Mr. Nipun Singhvi, Adv. a.w. Ms. Pragati Tiwari, Adv.
For the Respondent : Mr. Vinodkumar Shah, PCS

ORDER

IA/1045(AHM)2023

We direct the suspended management immediately to produce all documents to the RP, on or before the next CoC meeting.

List the matter on 01.04.2024

Sd/-

DR. V. G. VENKATA CHALAPATHY
MEMBER (TECHNICAL)

Sd/-

CHITRA HANKARE
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD
COURT - 2

ITEM No.267 - IA/356(AHM)2024
in
CP(IB)/316(AHM)2022

Proceedings under Section 95 IBC

IN THE MATTER OF:

Kirtanlal & Sons

.....Applicant

V/s

Saunak Harshad Choksi

.....Respondent

Order delivered on: 11/03/2024

Coram:

Mrs. Chitra Hankare, Hon'ble Member(J)

Dr. Velamur G Venkata Chalapathy, Hon'ble Member(T)

PRESENT:

For the Applicant : Ms. Anushree Soni, Adv. i/b. Nanavati Associates

For the Respondent : None

ORDER

IA/356(AHM)2024

The Ld. Advocate for the applicant submitted that as the main matter i.e. CP(IB)/316(AHM)2022 is already disposed of, hence, this IA become infructuous.

In view of the above, IA/356(AHM)2024 stands disposed of.

Sd/-

Sd/-

DR. V. G. VENKATA CHALAPATHY
MEMBER (TECHNICAL)

CHITRA HANKARE
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD
COURT - 2

ITEM No.268 - IA/334(AHM)2024
in
CP(IB)/317(AHM)2022

Proceedings under Section 95 IBC

IN THE MATTER OF:

Kirtanlal & Sons

.....Applicant

V/s

Himanshu Harshad Choksi

.....Respondent

Order delivered on: 11/03/2024

Coram:

Mrs. Chitra Hankare, Hon'ble Member(J)

Dr. Velamur G Venkata Chalapathy, Hon'ble Member(T)

PRESENT:

For the Applicant

: Ms. Anushree Soni, Adv. i/b. Nanavati Associates,

For the Respondent

: Ms. Sheenu Talreja, Adv. for Ms. Natasha Shah, Adv.

For the RP

: Mr. Ravi Pahwa, Adv.

ORDER

IA/334(AHM)2024

The Ld. Advocate for the applicant submitted that as the main matter i.e. CP(IB)/317(AHM)2022 is already disposed of, hence, this IA become infructuous.

In view of the above, IA/334(AHM)2024 stands disposed of.

Sd/-

DR. V. G. VENKATA CHALAPATHY
MEMBER (TECHNICAL)

Sd/-

CHITRA HANKARE
MEMBER(JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD
COURT - 2

ITEM No.269 - IA/81(AHM)2024
in
CP(IB)/165(AHM)2023

Proceedings under Section 95 IBC

IN THE MATTER OF:

Mukeshbhai Labhshankar Shilu
Vs.

.....Applicant

Sureshbhai Labhshankar Shilu Personal Guarantor To
Shrinathji Ginning Process Private Limited

.....Respondent

Order delivered on: 11/03/2024

Coram:

Mrs. Chitra Hankare, Hon'ble Member(J)
Dr. Velamur G Venkata Chalapathy, Hon'ble Member(T)

PRESENT:

For the Applicant : Ms. Hirva Dave, Adv a.w. Mr. Jaimin Dave, Adv.
For the Respondent :

ORDER

IA/81(AHM)2024

Ld. Counsel for the applicant sought time to file service affidavit.

List the matter on 05.04.2024

Sd/-

DR. V. G. VENKATA CHALAPATHY
MEMBER (TECHNICAL)

Sd/-

CHITRA HANKARE
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD
COURT - 2

ITEM No.270 - IA/79(AHM)2024
in
CP(IB)/166(AHM)2023

Proceedings under Section 95 IBC

IN THE MATTER OF:

Mukeshbhai Labhshankar Shilu
Vs.

.....Applicant

Sarikaben Sureshkumar Shilu Personal Guarantor To
Shrinathji Ginning Process Private Limited

.....Respondent

Order delivered on: 11/03/2024

Coram:

Mrs. Chitra Hankare, Hon'ble Member(J)
Dr. Velamur G Venkata Chalapathy, Hon'ble Member(T)

PRESENT:

For the Applicant : Ms. Hirva Dave, Adv a.w. Mr. Jaimin Dave, Adv.

For the Financial Creditor : Ms. Himani Kini, Adv.

For the Respondent : Advocate.

ORDER

IA/79(AHM)2024

Ld. Counsel for the applicant sought time to file service affidavit.

Respondents are directed to file reply within two weeks by giving copy to the other side.

List the matter on 05.04.2024

Sd/-

DR. V. G. VENKATA CHALAPATHY
MEMBER (TECHNICAL)

Sd/-

CHITRA HANKARE
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD
COURT - 2

ITEM No.271 - IA/264(AHM)2024
in
CP(IB) 248 of 2018

Proceedings under Section 9 IBC

IN THE MATTER OF:

Nimesh Shah Proprietor of Western Pharma
V/s
Osaka Pharmaceuticals Pvt Ltd

.....Applicant

.....Respondent

Order delivered on: 11/03/2024

Coram:

Mrs. Chitra Hankare, Hon'ble Member(J)
Dr. Velamur G Venkata Chalapathy, Hon'ble Member(T)

PRESENT:

For the Applicant : Mr. Mayur Jugtawat, Adv.a.w. Mr. Vishal Dave, Adv.

ORDER

IA/264(AHM)2024

The application is filed for closing the liquidation process of the corporate debtor as the CORPORATE DEBTOR has been sold as going concern.

List the matter for on 15.04.2024

Sd/-

DR. V. G. VENKATA CHALAPATHY
MEMBER (TECHNICAL)

Sd/-

CHITRA HANKARE
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD
COURT - 2

ITEM No.272 - IA/330(AHM)2024
in
C.P. (IB)/24(AHM)2024

Proceedings under Section 94 IBC

IN THE MATTER OF:

Vasudevbbhai Chaturbbhai Patel
Vs
Bank of Baroda & Ors

.....Applicant

.....Respondents

Order delivered on: 11/03/2024

Coram:

Mrs. Chitra Hankare, Hon'ble Member(J)
Dr. Velamur G Venkata Chalapathy, Hon'ble Member(T)

PRESENT:

For the Applicant : Mr. Ravi Pahwa, Adv. for Thakkar & Pahwa,
Advocates.
For the Respondent : None

ORDER

IA/330(AHM)2024

Two respondents are not served a copy and others have not appeared.

List the matter for consideration on 02.04.2024

Sd/-

DR. V. G. VENKATA CHALAPATHY
MEMBER (TECHNICAL)

Sd/-

CHITRA HANKARE
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD
COURT - 2

ITEM No.273 - IA/340(AHM)2024
in
C.P. (IB)/42(AHM)2024

Proceedings under Section 94 IBC

IN THE MATTER OF:

Shri Harilal Maganlal Bakaraniania
V/s
Rajkot Nagrik Sahakari Bank Ltd

.....Applicant

.....Respondent

Order delivered on: 11/03/2024

Coram:

Mrs. Chitra Hankare, Hon'ble Member(J)
Dr. Velamur G Venkata Chalapathy, Hon'ble Member(T)

PRESENT:

For the Applicant/RP : Mr. M. Mehta, Proxy Adv. for Sumit Parikh, Adv.
For the Financial Creditor : Ms. Noopur Dalal, Adv.
For the PG : Ms. M A Gogia, Adv.

ORDER

IA/340(AHM)2024

Ld. Counsel appearing for the personal guarantor sought time to file rejoinder to the reply filed by the financial creditor. The Learned Counsel for the applicant objected to the application due to non- invocation of guarantee and petition is not maintainable.

The respondent/personal guarantor is directed to file rejoinder by 13 March 2024.

Heard. The order is reserved

Sd/-

DR. V. G. VENKATA CHALAPATHY
MEMBER (TECHNICAL)

Sd/-

CHITRA HANKARE
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD
COURT - 2

ITEM No.274 - IA/338(AHM)2024
in
C.P. (IB)/43(AHM)2024

Proceedings under Section 94 IBC

IN THE MATTER OF:

Shri Manilal Maganlal Bakaraniania
V/s
Rajkot Nagrik Sahakari Bank Ltd

.....Applicant

.....Respondent

Order delivered on: 11/03/2024

Coram:

Mrs. Chitra Hankare, Hon'ble Member(J)
Dr. Velamur G Venkata Chalapathy, Hon'ble Member(T)

PRESENT:

For the Applicant/RP : Mr. M. Mehta, Proxy Adv. for Sumit Parikh, Adv.
For the Financial Creditor : Ms. Noopur Dalal, Adv
For the PG : Ms. M A Gogia, Adv

ORDER

IA/338(AHM)2024

Ld. Counsel appearing for the personal guarantor sought time to file rejoinder to the reply filed by the financial creditor. The Learned Counsel for the applicant objected to the application due to non- invocation of guarantee and petition is not maintainable.

The respondent/personal guarantor is directed to file rejoinder by 13 March 2024.

Heard. The order is reserved

Sd/-

DR. V. G. VENKATA CHALAPATHY
MEMBER (TECHNICAL)

Sd/-

CHITRA HANKARE
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD
COURT - 2

ITEM No.275 - IA/350(AHM)2024
in
C.P. (IB)/44(AHM)2024

Proceedings under Section 94 IBC

IN THE MATTER OF:

Shri Narotambhai Maganbhai Bakaraniania
V/s
Rajkot Nagrik Sahakari Bank Ltd

.....Applicant

.....Respondent

Order delivered on: 11/03/2024

Coram:

Mrs. Chitra Hankare, Hon'ble Member(J)
Dr. Velamur G Venkata Chalapathy, Hon'ble Member(T)

PRESENT:

For the Applicant/RP : Mr. M. Mehta, Proxy Adv. for Sumit Parikh, Adv.
For the Financial Creditor : Ms. Noopur Dalal, Adv
For the PG : Ms. M A Gogia, Adv

ORDER

IA/350(AHM)2024

Ld. Counsel appearing for the personal guarantor sought time to file rejoinder to the reply filed by the financial creditor. The Learned Counsel for the applicant objected to the application due to non- invocation of guarantee and petition is not maintainable.

The respondent/personal guarantor is directed to file rejoinder by 13 March 2024.

Heard. The order is reserved

Sd/-

DR. V. G. VENKATA CHALAPATHY
MEMBER (TECHNICAL)

Sd/-

CHITRA HANKARE
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD
COURT - 2

ITEM No.276 - IA/339(AHM)2024
in
C.P. (IB)/47(AHM)2024

Proceedings under Section 94 IBC

IN THE MATTER OF:

Shri Hitesh Mansukhbai Bakaraniania
V/s
Rajkot Nagrik Sahakari Bank Ltd

.....Applicant

.....Respondent

Order delivered on: 11/03/2024

Coram:

Mrs. Chitra Hankare, Hon'ble Member(J)
Dr. Velamur G Venkata Chalapathy, Hon'ble Member(T)

PRESENT:

For the Applicant/RP : Mr. M. Mehta, Proxy Adv. for Sumit Parikh, Adv.
For the Financial Creditor : Ms. Noopur Dalal, Adv
For the PG : Ms. M A Gogia, Adv

ORDER

IA/339(AHM)2024

Ld. Counsel appearing for the personal guarantor sought time to file rejoinder to the reply filed by the financial creditor. The Learned Counsel for the applicant objected to the application due to non- invocation of guarantee and petition is not maintainable.

The respondent/personal guarantor is directed to file rejoinder by 13 March 2024.

Heard. The order is reserved

Sd/-

DR. V. G. VENKATA CHALAPATHY
MEMBER (TECHNICAL)

Sd/-

CHITRA HANKARE
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD
COURT - 2

ITEM No.277 – Intervention.A/4(AHM)2024 in Cont.P/6(AHM)2024
ITEM No.278 – Intervention.A/5(AHM)2024 in Cont.P/5(AHM)2024
in
CP(IB) 40 of 2017

Proceedings under Section 7 IBC

IN THE MATTER OF:

State Bank of India
V/s
Essar Steels Ltd

.....Applicant

.....Respondent

Order delivered on: 11/03/2024

Coram:

Mrs. Chitra Hankare, Hon'ble Member(J)
Dr. Velamur G Venkata Chalapathy, Hon'ble Member(T)

PRESENT:

For the Applicant : Mr. Deepak Khosla, Adv.
For the Respondent :

ORDER

The Learned Counsel for the Applicant mentioned that this bench had reserved orders earlier in another application wherein he had sought certain interim prayers. He also stated that he could proceed after the orders are passed in that matter.

Since the orders are yet to be pronounced, this being an intervention application, is listed on 21 March 2024 for further consideration.

Sd/-

DR. V. G. VENKATA CHALAPATHY
MEMBER (TECHNICAL)

Sd/-

CHITRA HANKARE
MEMBER (JUDICIAL)