

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 2997 OF 2020

SANDEEP KUMAR BHAGAT

Appellant(s)

VERSUS

PUNJAB NATIONAL BANK

Respondent(s)

WITH

CIVIL APPEAL NO. 2916 OF 2020

WITH

CIVIL APPEAL NO. 2979 OF 2020

WITH

CIVIL APPEAL NO. 2994 OF 2020

O R D E R

The order dated 18.06.2020 passed by the National Company Law Appellate Tribunal [in short, "NCLAT"] is the subject matter of challenge in the present appeals filed by the Director of the Company (Corporate Debtor) and the secured creditor. The NCLAT has remanded the matter to NCLT. Both, Corporate Debtor and the secured creditor are in appeals, aggrieved against the said order.

The appellant (as Corporate Debtor) has submitted one-time settlement again during the pendency of appeal before this Court, which has not been accepted by the secured creditor.

Since, both Corporate Debtor and the secured creditor are aggrieved against the order passed by

NCLAT, therefore, we deem it appropriate to set aside the order passed by the NCLAT on 18.06.2020 and request the NCLAT to pass an order afresh, after hearing the parties, in accordance with law.

Thus, the Company Appeal (AT)(Insolvency) No. 1005 of 2019 is restored to its original number. Let the appeal be listed for hearing before the NCLAT on 21.07.2022.

In view of above, the appeals are disposed of.

Pending interlocutory application(s), if any, is/are disposed of.

.....J.  
[ HEMANT GUPTA ]

.....J.  
[ VIKRAM NATH ]

New Delhi;  
JULY 14, 2022.

ITEM NO.2

COURT NO.9

SECTION XVII

**S U P R E M E C O U R T O F I N D I A**  
**RECORD OF PROCEEDINGS**

Civil Appeal No(s). 2997/2020

SANDEEP KUMAR BHAGAT

Appellant(s)

VERSUS

PUNJAB NATIONAL BANK

Respondent(s)

(IA No. 69365/2021 - APPROPRIATE ORDERS/DIRECTIONS)

WITH

C.A. No. 2916/2020 (XVII)

(FOR ADMISSION and I.R. and IA No.73452/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.73454/2020-EXEMPTION FROM FILING AFFIDAVIT)

C.A. No. 2979/2020 (XVII)

(IA No.80414/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.80411/2020-STAY APPLICATION and IA No.80416/2020-APPLICATION FOR EXEMPTION FROM FILING ORIGINAL VAKALATNAMA/OTHER DOCUMENT)

C.A. No. 2994/2020 (XVII)

(IA No.81946/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.81945/2020-STAY APPLICATION and IA No.81954/2020-EXEMPTION FROM FILING AFFIDAVIT)

Date : 14-07-2022 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE HEMANT GUPTA  
HON'BLE MR. JUSTICE VIKRAM NATH

For Appellant(s) Mr. Ankur Mittal, Adv.  
Ms. Nidhi Mittal, Adv.  
Mr. Abhay Gupta, Adv.

Hasan Murtaza, AOR  
Mr. Ankur Mittal, AOR

For Respondent(s) Mr. Shyam Divan, Sr. Adv.  
Mr. Arjun Vinod Bobde, Adv.  
Mr. Nishant Das, Adv.  
Mr. Abhay Singh, Adv.  
Ms. Ankita Agarwal, Adv.  
Mr. Atul Kumar, Adv.  
Mr. Aatrayi Das, Adv.

Ms. Sanya Pawar, Adv.  
Mr. Pramod Kale, Adv.  
Mr. Sarthak Bhatia, Adv.  
Ms. Shubhangi Jadhav, Adv.  
Mr. Apoorva Prasad R., Adv.  
Mr. Hasan Murtaza, AOR

UPON hearing the counsel the Court made the following  
O R D E R

The Civil Appeals are disposed of in terms of the signed order.

Pending interlocutory application(s), if any, is/are disposed of.

(JAYANT KUMAR ARORA)  
ASST. REGISTRAR-CUM-PS

(RENU BALA GAMBHIR)  
COURT MASTER

(Signed order is placed on the file)