

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

Writ Petition (C) No. 616/2022

HOMI

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

WITH

W.P.(C) No. 642/2022 (X)

(FOR ADMISSION and I.R. and IA No.114879/2022-STAY APPLICATION)

W.P.(C) No. 638/2022 (X)

(FOR ADMISSION)

W.P.(C) No. 634/2022 (X)

(FOR ADMISSION and IA No.113732/2022-EX-PARTE STAY)

W.P.(C) No. 647/2022 (X)

(FOR ADMISSION and IA No.116641/2022-EX-PARTE STAY)

W.P.(C) No. 635/2022 (X)Diary No(s). 17106/2022 (X)(FOR ADMISSION and IA No.116522/2022-CONDONATION OF DELAY IN
REFILING / CURING THE DEFECTS)W.P.(C) No. 657/2022 (X)

(FOR ADMISSION and IA No.118336/2022-EX-PARTE STAY)

WITH

W.P.(C) No. 674 of 2022

(FOR ADMISSION and IA No.120985/2022-STAY APPLICATION)

WITH

W.P.(C) No. 655 of 2022 (X)

(FOR ADMISSION and IA No.118245/2022-STAY APPLICATION)

WITH

W.P.(C) No. 649 of 2022 (X)

(FOR ADMISSION and IA No.116944/2022-STAY APPLICATION)

WITH

W.P.(C) No. 652 of 2022 (X)

(FOR ADMISSION and IA No.117916/2022-STAY APPLICATION)

W.P.(C) No. 654 of 2022 (X)

(FOR ADMISSION and IA No.118008/2022-STAY APPLICATION)

Date : 26-08-2022 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DINESH MAHESHWARI
HON'BLE MR. JUSTICE SUDHANSHU DHULIA

For Petitioner(s) Mr. Vivek Kohli, Sr. Adv.
 Mr. Parijat, Adv.
 Mr. Archit Upadhayay, AOR
 Ms. Charu Sharma, Adv.

 Mr. Sandeep Ladda, Adv.
 Mr. Soumik Ghosal, AOR

 Mr. Kunal Kanungo, Adv.
 Mr. Nishant Chothani, Adv.
 Ms. Tanushree Sogani, Adv.
 Ms. Arusha Jain, Adv.
 Mr. Siddharth Handa, Adv.
 Mr. Sarthak Ghonkrokta, AOR

 Mr. K. Parameshwar, Adv.
 Mr. Akshay Arun Deshmukh, Adv.
 Mr. Anand Dilip Landge, AOR
 Mr. Avineesh Jha, Adv.

 Mr. Mohit Chaudhary, Adv.
 Ms. Puja Sharma, Adv.
 Mr. Kunal Sachdeva, Adv.
 Mr. Chowdhary Zulfkar Ali, Adv.
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 Ms. Sanyukta Gupta, Adv.
 Mr. Prakhar Mithal, Adv.
 Ms. Mahima Ahuja, Adv.
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 Mr. Abhishek Anand, Adv.
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 Mr. Mohak Sharma, Adv.
 Mr. Karan Kohli, Adv.
 Mr. Viren Sharma, Adv.
 Mr. Mithu Jain, AOR

 Mr. D. Bharat Kumar, Adv.
 Mr. Tadimalla Bhaskar Gowtham, Adv.
 Mr. Aman Shukla, Adv.

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Mr. Arjun Sharma, Adv.
Mr. Vardaan Wanchoo, Adv.
Mr. Shreyas Maheshwari, Adv.
Mr. Aditya Sidhra, Adv.
Ms. Pracheta Kar, Adv.
Mr. Nadeem Afroz, Adv.
M/S Karanjawala & Co., Adv.

Mr. Abhirup Dasgupta, Adv.
Mr. Ishaan Dugal, Adv.
Ms. Bhawana Sharma, Adv.
Mr. Mohit D. Ram, Adv.
Ms. Monisha Handa, Adv.
Mr. Rajul Shrivastav, Adv.
Mr. Anubhav Sharma, Adv.

Mr. Siddharth Bhatnagar, Sr. Adv.
Mr. Partha Sil, Adv.
Mr. Ramnik Mishra, Adv.
Mr. Tavish B. Prasad, Adv.
Ms. Pracheta K., Adv.
Mr. Aditya Sidhra, Adv.
Mr. Nadeem Afroz, Adv.

For Respondent(s)

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

It is submitted that the issues involved in these writ petitions are similar and akin to those involved in other petitions pending in this Court questioning the validity of Sections 95(1), 96(1), 97 (5), 99 (1), 99(2), 99(4), 99 (5), 99 (6) and 100 of the Insolvency and Bankruptcy Code, 2016, wherein notices have been issued with interim orders.

Delay condoned in Diary No. 17106 of 2022.

Issue notice, returnable in six weeks.

Tag with W.P(C)No.307 of 2022.

In the meanwhile, petitioner(s) shall not transfer, alienate, encumber or dispose of any of their assets or legal rights or beneficial interest therein; and the Resolution Professional shall not proceed with filing of the report. If the report has been filed, the same shall not be acted upon.

W.P.(C) No. 642/2022

Learned counsel for the petitioners seek permission to withdraw with liberty for the persons concerned to file fresh petition.

Permission granted.

The petition is dismissed as withdrawn with liberty as prayed.

(NEETA SAPRA)
COURT MASTER (SH)

(RANJANA SHAILEY)
COURT MASTER (NSH)