

ITEM NO.1501
(For judgment)

COURT NO.4

SECTION XVII

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

CIVIL APPEAL Diary No(s). 24417/2019

(Arising out of impugned final judgment and order dated 04-07-2019 in CAAT No. 257/2019 04-07-2019 in CAAT No. 265/2019 passed by the National Company Law Appellate Tribunal)

COMMITTEE OF CREDITORS OF ESSAR STEEL INDIA LIMITED
THROUGH AUTHORISED SIGNATORY

Petitioner(s)

VERSUS

SATISH KUMAR GUPTA & ORS.

Respondent(s)

([HEARD BY: HON. ROHINTON FALI NARIMAN, HON. SURYA KANT AND HON. V. RAMASUBRAMANIAN, JJ])

WITH

C.A. No. 5634-5635/2019 (XVII)

C.A. No. 5636-5637/2019 (XVII)

C.A. No. 5716-5719/2019 (XVII)

C.A. No. 5996/2019 (XVII)

C.A. No. 6266/2019 (XVII)

C.A. No. 6269/2019 (XVII)

W.P.(C) No. 1055/2019 (PIL-W)

W.P.(C) No. 1064/2019 (X)

W.P.(C) No. 1049/2019 (X)

W.P.(C) No. 1050/2019 (X)

W.P.(C) No. 1057/2019 (X)

W.P.(C) No. 1058/2019 (X)

W.P.(C) No. 1061/2019 (X)

W.P.(C) No. 1060/2019 (X)

W.P.(C) No. 1056/2019 (X)

C.A. No. 6409/2019 (XVII)

W.P.(C) No. 1063/2019 (X)

C.A. No. 6433-6434/2019 (XVII)

W.P.(C) No. 1066/2019 (X)

W.P.(C) No. 1087/2019 (X)

W.P.(C) No. 1110/2019 (X)

W.P.(C) No. 1113/2019 (X)

W.P.(C) No. 1121/2019 (X)

Diary No(s). 31409/2019 (XVII)

C.A. No. 7266/2019 (XVII)

C.A. No. 7260/2019 (XVII)

W.P.(C) No. 1246/2019 (X)

Diary No(s). 36838/2019 (XVII)

W.P.(C) No. 1296/2019 (X)

Date : 15-11-2019 These matters were called on for pronouncement of judgment today.

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Hon'ble Mr. Justice R.F. Nariman pronounced the reportable judgment of the Bench comprising His Lordship, Hon'ble Mr. Justice Surya Kant and Hon'ble Mr. Justice V. Ramasubramanian in terms of which, it is concluded as follows:

"The appeals filed by the Committee of Creditors of Essar Steel Limited and other Civil Appeals are allowed. The impugned NCLAT judgment is set aside, except insofar as Civil Appeal No. 6409 of 2019, Civil Appeal No. 7266 of 2019, Civil Appeal No. 7260 of 2019 are concerned, which are dismissed. Insofar as Civil Appeal No. 6266 of 2019 and Civil Appeal No. 6269 of 2019 is concerned, the Appeals are partly allowed in terms of this judgment. The Writ Petitions are disposed of in terms of the judgment. It is made clear that the CIRP of the corporate debtor in this case will take place in accordance with the resolution plan of ArcelorMittal dated 23.10.2018, as amended and accepted by the Committee of Creditors on 27.03.2019, as it has provided for amounts to be paid to different classes of creditors by following Section 30(2) and Regulation 38 of the Code."

Pending applications, if any, stand disposed of.

(R. NATARAJAN)
COURT MASTER (SH)

(Signed reportable judgment is placed on the file)

(NISHA TRIPATHI)
BRANCH OFFICER