

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO(S). 4386/2017

PRESSELS PVT.LTD.

APPELLANT(S)

VERSUS

BALLARPUR INDUSTRIES LTD. & ORS.

RESPONDENT(S)

WITH
CIVIL APPEAL NO. 4388 OF 2017

O R D E R

Heard Mr. S. Ravi Shankar, learned counsel for the appellant as well as Mr. Vikas Mehta, learned counsel appearing on behalf of respondent No.1/Ballarpur Industries Ltd. and also Mr. Vikramjit Banerjee, learned ASG for the Union of India. None appeared on behalf of the State of Odisha.

It is brought to our notice that the respondent No.1/Ballapur Industries Ltd. is under Corporate Insolvency Resolution Process. The Interim Resolution Professional has already been appointed and Company Petition (IB) - 2915/I&B/MB/2019 filed under Section 7 of the Insolvency and Bankruptcy Code, 2016 is being adjudicated by the National Company Law Tribunal, Mumbai

Bench. The submissions made by learned counsel for Respondent no. 1 at the Bar are recorded.

In view of the above, we are of the considered opinion that the dispute between the parties can be adjudicated only by the National Company Law Tribunal. Therefore, the appellants would be at liberty to raise their contentions/issues before the National Company Law Tribunal which will be taken into consideration by the said Tribunal in accordance with law while deciding the matter. Hence, it is not necessary to go into the issues raised herein at this juncture.

With the above observations, the appeals are disposed of.

.....CJI.
[N.V.RAMANA]

.....J.
[A.S. BOPANNA]

.....J.
[HIMA KOHLI]

NEW DELHI;
NOVEMBER 23, 2021.

ITEM NO.103

COURT NO.1

SECTION XI-A

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 No(s). 4386/2017

PRESSELS PVT.LTD.

Appellant(s)

VERSUS

BALLARPUR INDUSTRIES LTD. & ORS.

Respondent(s)

WITH

C.A. No. 4388/2017 (XI-A)

Date : 23-11-2021 These appeals were called on for hearing today.

CORAM : HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE A.S. BOPANNA
HON'BLE MS. JUSTICE HIMA KOHLI

For Appellant(s) Ms. Sharmila Upadhyay, AOR
Mr. Sarvjit Pratap Singh, Adv.
Ms. Gargi Mishra, Adv.

Mr. S. Ravi Shankar, AOR
Ms. Yamunah Nachiar, Adv.
Ms. Bhanu Kapoor, Adv.

For Respondent(s) Mr. Vikas Mehta, AOR
Mr. Bhaskar Nayak, Adv.

Mr. S. Ravi Shankar, AOR

Mr. Suwendu Suvasis Dash, AOR

Mr. Vikramjit Banerjee, ASG
Mr. Wasim A. Quadri, SR. Adv.
Mr. C.K. Sharma, Adv.
Ms. Bharati Singh, Adv.
Mr. Nachiketa Joshi, Adv.
Mr. Raj Bahadur Yadav, Adv.
Mrs. Anil Katiyar, AOR

UPON hearing the counsel the Court made the following

O R D E R

The appeals are disposed of in terms of the signed order.

Pending application(s), if any, stands disposed of accordingly.

(R.S. NARAYANAN)
COURT MASTER (NSH)

(ASHWANI KUMAR)
ASTT. REGISTRAR-cum-PS

(Signed order is placed on the file)