

IITEM NO.44+45

Court 14 (Video Conferencing)

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 Nos. 1682-1683/2022

M.K. RAJAGOPALAN

Appellant(s)

VERSUS

DR. PERIASAMY PALANI GOUNDER & ANR.

Respondent(s)

(IA No.29892/2022-EX-PARTE AD-INTERIM RELIEF and IA No.29891/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.29893/2022-PERMISSION TO FILE ADDITIONAL DOCUMENTS /FACTS / ANNEXURES)

WITH

C.A. No. 1756/2022 (XVII)

(IA No.32750/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.33371/2022-APPLICATION FOR PERMISSION)

C.A. No. 1759/2022 (XVII)

(IA No.32783/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT..)

C.A. No. 1757/2022 (XVII)

(IA No.32760/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

C.A. No. 1807/2022 (XVII)

(IA No.33012/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

C.A. No. 1810/2022 (XVII)

(IA No.33174/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.33171/2022-EX-PARTE STAY)

WITH

C.A. No. 1827/2022 (ITEM NO. 45)

(IA No.33688/2022-EX-PARTE AD-INTERIM RELIEF and IA No.33687/2022-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 16-03-2022 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DINESH MAHESHWARI

HON'BLE MR. JUSTICE VIKRAM NATH

For Parties

Mr. Tushar Mehta, SG
Mr. Sanjay Kapur, AOR
Ms. Megha Karnwal, Adv.
Mr. Arjun Bhatia, Adv.
Mr. Lalit Rajput, Adv.

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Ms. Niveditha, Adv.
Ms. Samyuktha, J., Adv.
Mr. K.V. Mohan, AOR
Mr. K.V. Balakrishnan, Adv.

Dr. A. M. Singhvi, Sr. Adv.
Mr. C. Aryama Sundaram, Sr. Adv.
Mr. Jaideep Gupta, Sr. Adv.
Mr. Devashish Bharuka, AOR
Ms. Sarvshree, Adv.
Mr. Justine George, Adv.
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Mr. Dhruv Mehta, Sr. Adv.
Mr. Balaji Srinivasan, AOR
Mr. Avinash Krishnan Ravi, Adv.
Ms. Pallavi Sengupta, Adv.
Ms. Garima Jain, Adv.
Ms. Aakriti Priya, Adv.
Ms. Lakshmi Rao, Adv.
Mr. Prateek Yadav, Adv.
Mr. Mohammed Shahrukh, Adv.

Ms. Haripriya Padmanabhan, Adv.
Mr. V. Shyamohan, Adv.
Mr. R. Udhayakumar, Adv.
Mr. Surya Prakash, Adv.
Mr. Ashkrit Tiwari, Adv.
Ms. Ishita Chowdhury, Adv.
For M/S KMNP LAW, AOR

Mr. Mukul Rohatgi, Sr. Adv.
Mr. P. H. Arvindh Pandian, Sr. Adv.
Mr. Goutham Shivshankar, AOR
Mr. K. Surendar, Adv.

Mr. K.V. Viswanathan, Sr. Adv.
Mr. Shreeyash U. Lalit, Adv.
Mr. K. Surendar, Adv.
Ms. Raveena Lalit, Adv.
Mr. Sourabh Tandon, Adv.
Ms. Pragya Baghel, AOR.

Mr. Rakesh Dwivedi, Sr. Adv.
Mr. Varghese Thomas, Adv.

Mr. Dheeraj Nair, AOR
Ms. Aditi Deshpande, Adv.
Ms. Vishrutyi Sahni, Adv.
Mr. Eklavya Dwivedi, Adv.

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

We have heard Dr. Abhishek Manu Singhvi, learned senior counsel in rejoinder on behalf of the appellant. We have also heard further submissions by learned senior counsel Mr. Jaideep Gupta and Mr. Rakesh Dwivedi; and learned counsel Ms. Haripriya Padmanabhan and Mr. Goutham Shivshankar.

Arguments concluded. Judgment reserved.

Learned counsel for the respective parties may file the notes/additional notes on their submission latest by 22.03.2022.

It has been informed during the course of submissions that meeting of the Committee of Creditors ('CoC') pursuant to the impugned order of the National Company Law Appellate Tribunal ('NCLAT') had taken place on 03.03.2022 and further meeting is slated for 21.03.2022.

In the totality of the circumstances, it is considered appropriate and hence provided that the meetings/proceedings of the CoC may continue but the entire process shall remain subject to the final orders to be passed in these appeals.

(SHRADDHA MISHRA)
SENIOR PERSONAL ASSISTANT

(RANJANA SHAILEY)
COURT MASTER (NSH)