

**NATIONAL COMPANY LAW TRIBUNAL**  
**NEW DELHI BENCH**

(IB)-55(ND)2018

**CORAM:**

**PRESENT: MS. SAROJ RAJWARE**  
**HON'BLE MEMBER(T)**

**MS. INA MALHOTRA**  
**HON'BLE MEMBER (J)**

**ATTENDANCE-CUM-ORDER SHEET OF THE HEARING BEFORE NEW DELHI BENCH OF THE NATIONAL COMPANY LAW TRIBUNAL ON 12.09.2019**

**NAME OF THE COMPANY: Sh. Hari Kishan Sharma V/s. AKME Projects Ltd.**

**SECTION OF THE COMPANIES ACT: 9 of IBC, 2016**

<b>S.NO.</b>	<b>NAME</b>	<b>DESIGNATION</b>	<b>REPRESENTATION</b>	<b>SIGNATURE</b>
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<b>Present:</b>	Mr. Sumit Shukla, Advocate for the Petitioner Mr. Anurag Sharma, IRP			
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**ORDER**

CA 1136/2019 has been filed praying for confirming the appointment of Mr. Jalesh Kumar Grover as the RP as approved by the COC. The said proposal has been duly approved by 72.2% of the members in terms of their voting power. This application is annexed with the affidavit of the authorised representative of the home buyers. In view of the submission made as also the fact that there is no objection taken by any members of the COC before this Bench and in order to proceed further, the name of Mr. Jailash Kumar is being confirmed as the RP in this case. Certificate of Registration of Mr. Jailash Kumar is on record along with Form AA.

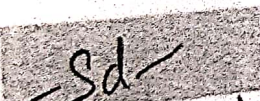
Our attention is drawn to the order of the Hon'ble NCLAT dated 20<sup>th</sup> August, 2019 in Co. Appeal (AT) 829/2019 wherein it has been observed that any


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decision taken by the COC or the Adjudicating Authority shall be subject to the final decision of the appeal. Keeping this in mind, the appointment of Mr. Jailash Kumar Grover is being confirmed subject to further directions of Hon'ble NCLAT. It is also pointed out that the professional fees of the IRP has not been reimbursed to him. Even the initial contribution given by the Operational Creditor for initiating the CIR has not been reimbursed by the COC. Accordingly, notice is being accepted by Mr. Sumit Shukhla, Advocate appearing on behalf of the AR/COC.

CA 1163/2019 has been filed by way of 2<sup>nd</sup> interim report. The same is taken on record.

CA 1137/2019 has been filed praying for exclusion of time on account of pending litigation. List this case for further consideration on 1<sup>st</sup> October, 2019.

  
(Saroj Rajware)  
Member (T)

  
(Ina Malhotra)  
Member (J)