

NCLT, KOCHI BENCH**Daily Orders – Draft****Date: 1st July 2021****In the Bench of: Shri Ashok Kumar Borah, Member (Judicial) &
Shri Rajesh Sharma, Member (Technical)****1 CP(IB)/8/KOB/2021**

Learned counsel for the Financial Creditor Shri A. Sunil Shankar appeared through VC. This is an application filed by the FC M/s. Federal Bank against the CD M/s. Foodco Delicacies India Pvt Ltd under Section 7 of IBC 2016 for recovery of total debt amount of Rs.11,08,25,240.20.

Due to power failure and network disturbances, this file could not be transmitted from the Registry to the Hon'ble Member (T), who is stationed at Mumbai. Registry informed that the file will be transmitted immediately. Counsel for the petitioner stated that he will share the screen shot during the next hearing.

List on 05.07.2021.**2 IA(IBC)/83/KOB/2021 IN IBA/13/KOB/2020**

None appeared for the IRP even though link was provided. This is an application filed by the IRP with the prayer to appoint Mr. Rajendran P.R., Insolvency Professional as Authorised Representative (AR) for the class of creditors in Sree Bhadra Parks and Resorts Ltd (Allottees of Resort Project) in view of the same having been selected by the Class of Creditors. The consent of Mr. Rajendran in Form AB to act as Authorised Representative has also been produced along with this IA.

Vide order dated 23.06.2021 the IRP was directed to file the CA forms of the 69 allottees within a week positively. But neither the IRP appeared today nor filed the CA forms till date.

The IRP is given the last opportunity to file the CA Forms of the 69 allottees within a week, failing which law shall take its own course. He is also directed appear through VC in the next date of hearing positively.

Registry is directed to issue copy of this order to the IRP through email. **List on 08.07.2021 for hearing.**

3 IA(IBC)/94/KOB/2021 IN IBA/13/KOB/2020

None appeared for the IRP even though link was provided. This is an application filed by the IRP with the prayer to appoint him as RP in this case. The IRP in his application submitted that the 1st COC meeting held on 30.04.2021 has resolved with 100% voting to continue the IRP as RP.

Since the IRP is not available through VC, **let the matter be adjourned to 08.07.2021.**

4 IA/203/KOB/2020 IN CP/02/KOB/2020

Learned Senior counsel for the applicant Shri Ramji Srinivasan and learned senior counsel for the respondents Shri Aravind Pandian appeared through VC.

Shri Ramji Srinivasan stated that the appeal pending before the NCLAT is now stand posted to 05.07.2021 and that this matter may be adjourned to a date in the last week of this month. Adjournment request is allowed.

List on 29.07.2021.

5 CA/59/KOB/2021 IN CP/02/KOB/2020

Learned Senior counsel for the applicant Shri Joseph Kodianthara as well as learned senior counsel for R1 to R4 Shri Aravind Pandian and learned senior counsel for R5 to R12 Shri Ramji Srinivasan appeared through VC.

This is an application filed under Rule 11 of the NCLT Rules, 2016 for impleading the Applicant, Mr. PA Hamza as a petitioner in CP/02/KOB/2020.

The respondents are directed to file their counter, if any, within 15 days from today.

List on 29.07.2021 for hearing.

6 CA/60/KOB/2021 IN CP/02/KOB/2020

Learned Senior counsel for the applicant Shri Joseph Kodianthara as well as learned senior counsel for R1 to R4 Shri Aravind Pandian and learned senior counsel for R5 to R12 Shri Ramji Srinivasan appeared through VC.

This is an application filed under Rule 11 of the NCLT Rules, 2016 for impleading the Applicant, Mr. Ibrahim Haji as a petitioner in CP/02/KOB/2020.

The respondents are directed to file their counter, if any, within 15 days from today.

List on 29.07.2021 for hearing.

7 CP/02(KOB)/2020

Learned senior counsel for the petitioner Shri Aravind Pandian and learned senior counsel for the respondents Shri Ramji Srinivasan appeared through VC. Shri Ramji Srinivasan stated that the appeal pending before the NCLAT is now stand posted to 05.07.2021 and that this matter may be adjourned to a date in the last week of this month. The adjournment request is allowed.

List on 29.7.2021 for hearing.

8 CP/09/KOB/2021

Learned counsel for the Petitioner Ms Sudhakshina Prasad sought an adjournment to file the rejoinder stating that there is shortage of stamp paper.

None appeared for the respondents.

The petitioner is given another **15 days time from today to file the rejoinder making it clear that no further time will be granted for filing rejoinder.**

List on 19.07.2021 for hearing.