

NCLT, KOCHI BENCH

Daily Orders – Draft

In the Bench of: Shri Ashok Kumar Borah, Member (Judicial)

Date: 30th April 2021

1 TCP/68/KOB/2019 (TCP/49/2016)

None appeared for the Petitioner. Learned counsel for R1 to R3 Shri Rishikesh Shenoy and learned counsel for R5 Shri C.S.Jayan appeared through VC.

Today the case has been posted for pronouncement of orders. But the order could not be completed since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine. **Hence the pronouncement of Order is postponed to 27.05.2021.**

2 CA/5/KOB/2021 IN CP/50/KOB/2020

Learned counsel for the Applicant Shri Madhu Radhakrishnan as well as learned counsel for R1 to R5 Shri A.N.Rajan Babu and learned GP for R6 & R7 Shri Muhammed Fazil appeared through VC.

Orders pronounced. **CA/5/KOB/2021 IN CP/50/KOB/2020 is allowed. The Applicant is directed to file the amended CP serving copy to all the respondents, within two weeks from today. Respondents are at liberty to file their counter affidavit to the amended CP within four weeks from the date of receipt of the amended CP.**

3 CA/4/KOB/2021 IN CP/51/KOB/2020

Learned counsel for the Applicant Shri Madhu Radhakrishnan as well as learned counsel for R1 to R5 Shri A.N.Rajan Babu and learned GP for R6 & R7 Shri Muhammed Fazil appeared through VC.

Orders pronounced. **CA/4/KOB/2021 IN CP/51/KOB/2020 is allowed. The Applicant is directed to file the amended CP serving copy to all the respondents, within two weeks from today. Respondents are at liberty to file their counter affidavit to the amended CP within four weeks from the date of receipt of the amended CP.**

4 CP/7/KOB/2021

Learned counsel for the Petitioner Shri Gokul Asok as well as learned counsel for the Respondents Shri B.K.Gopalakrishnan appeared through VC.

The learned counsel for the Petitioner filed a Withdrawal Memo on 27.04.2021 stating that the petitioner has instructed to withdraw the instant Company Petition as the Petitioner no longer wishes to pursue the matter. The learned counsel for the respondents has also agreed to the request of the Petitioner to withdraw the case.

However, it appears that the Withdrawal Memo has not been filed in Form No.9 as required under Rule 82 of NCLT Rules, 2016.

The petitioner is, therefore, directed to file the Withdrawal Memo in the proper form.

List the matter be listed on 19.05.2021.

5 REPORT/39/KOB/2021 IN IBA/13/KOB/2020

Learned RP Shri Parameswaran Nair appeared through VC. This report has been filed by the RP certifying the list of creditors under Regulation 13(2)(d) of IBC 2016 and constitution of CoC under CIRP Regulation 17(1).

Perused the Report. Report is taken on record. Registry shall place it on record.

6 REPORT/40/KOB/2021 IN IA/160/KOB/2020 IN TIBA/08/KOB/2019

Learned Liquidator Shri Aravindakshan Nair appeared through VC. This progress report has been filed by the Liquidator in the liquidation process of Lake View Ayurvedic Resort and Research Centre Pvt Ltd. for the quarter ending March 2021.

Perused the Report. Report is taken on record. Registry shall place it on record.

7 CP(IB)/07/KOB/2021

Adjourned to 18.5.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

8 CA/13/KOB/2021

Adjourned to 18.5.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

9 IA(IBC)/81/KOB/2021 IN TIBA/35/KOB/2019

Adjourned to 19.5.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

10 IA(IBC)/82/KOB/2021 IN TIBA/07/KOB/2019

Adjourned to 19.5.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

11 MA(IBC)/03/KOB/2021 IN IBA/258/CHENNAI BENCH/2019

Learned Liquidator Shri Ravindra Chaturvedi appeared through VC.

This MA has been filed by the Liquidator seeking direction to the Police Authorities of Alappuzha District to ensure that Successful Bidder / Auction Purchaser is able to take safe delivery and possession of the assets purchased under auction as per the provisions of the Code.

Hear the Liquidator. MA(IBC)/03/KOB/2021 IN IBA/258/CHENNAI BENCH/2019 is disposed of vide separate sheets.

12 IA(IBC)/49/KOB/2021 IN IBA/42/KOB/2020

Adjourned to 28.5.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

13 IBA/42/KOB/2020

Adjourned to 28.5.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

14 IBA/43/KOB/2020

Adjourned to 28.5.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

15 IBA/44/KOB/2020

Adjourned to 28.5.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

16 IBA/45/KOB/2020

Adjourned to 28.5.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

17 CA/40/KOB/2021 IN CP/43/KOB/2020

Adjourned to 24.5.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

18 CA/41/KOB/2021 IN CP/43/KOB/2020

Adjourned to 24.5.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

19 CP/43/KOB/2020

Adjourned to 24.5.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

20 CP/09/KOB/2020

Adjourned to 24.5.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

21 CP/05/KOB/2021

Adjourned to 25.5.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

22 IA/209/KOB/2020 IN CP/42/KOB/2020

Learned counsel for R1 to R5 Shri A.N.Rajan Babu sought an adjournment in view of the Order passed by this Tribunal today in CA/04/KOB/2021 and CA/05/KOB/2021. He submitted before the Bench that he will inform the adjournment to the opposite parties also. Allowed.

Let the matter be adjourned to 9.6.2021.

23 CP/42/KOB/2020

Learned counsel for R1 to R5 Shri A.N.Rajan Babu sought an adjournment in view of the Order passed by this Tribunal today in CA/04/KOB/2021 and CA/05/KOB/2021. He submitted before the Bench that he will inform the adjournment to the opposite parties also. Allowed.

Let the matter be adjourned to 9.6.2021.

24 CP/50/KOB/2020

Learned counsel for R1 to R5 Shri A.N.Rajan Babu sought an adjournment in view of the Order passed by this Tribunal today in CA/04/KOB/2021 and CA/05/KOB/2021. He submitted before the Bench that he will inform the adjournment to the opposite parties also. Allowed.

Let the matter be adjourned to 9.6.2021.

25 CA/26/KOB/2021 IN CP/51/KOB/2020

Learned counsel for R1 to R5 Shri A.N.Rajan Babu sought an adjournment in view of the Order passed by this Tribunal today in CA/04/KOB/2021 and CA/05/KOB/2021. He submitted before the Bench that he will inform the adjournment to the opposite parties also. Allowed.

Let the matter be adjourned to 9.6.2021.

26 CA/6/KOB/2021 IN CP/51/KOB/2020

Learned counsel for R1 to R5 Shri A.N.Rajan Babu sought an adjournment in view of the Order passed by this Tribunal today in CA/04/KOB/2021 and CA/05/KOB/2021. He submitted before the Bench that he will inform the adjournment to the opposite parties also. Allowed.

Let the matter be adjourned to 9.6.2021.

27 CP/51/KOB/2020

Learned counsel for R1 to R5 Shri A.N.Rajan Babu sought an adjournment in view of the Order passed by this Tribunal today in CA/04/KOB/2021 and CA/05/KOB/2021. He submitted before the Bench that he will inform the adjournment to the opposite parties also. Allowed.

Let the matter be adjourned to 9.6.2021.

28 CA/31/KOB/2021 IN TCP/42/KOB/2019

Adjourned to 11.6.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

29 TIA/2/KOB/2019 (IA183/2019) IN TCP/42/KOB/2019

Adjourned to 11.6.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

30 TCP/42/KOB/2019

Adjourned to 11.6.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

31 CP/31/KOB/2020

Adjourned to 8.6.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

32 IA/91/KOB/2020 IN CP/16/KOB/2020

Adjourned to 8.6.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

33 IA/126/KOB/2020 IN CP/16/KOB/2020

Adjourned to 8.6.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

34 IA/127/KOB/2020 IN CP/16/KOB/2020

Adjourned to 8.6.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

35 IA/128/KOB/2020 IN CP/16/KOB/2020

Adjourned to 8.6.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

36 CONTEMPT PETITION/06/KOB/2020 IN CP/16/KOB/2020

Adjourned to 8.6.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.

37 CP/16/KOB/2020

Adjourned to 8.6.2021 since some of the Staff Members of this Tribunal are tested Covid 19 positive and in quarantine.