

NCLT, KOCHI BENCH

Daily Orders – Draft

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

Date: 13th Nov 2020

1 CA/65/KOB/2020

Orders pronounced. **CA/65/KOB/2020 is disposed of vide separate order.**

2 CA/79/KOB/2020

Learned counsel for the Appellant Smt. Lakshmi Krishnadas appeared through VC.
Orders pronounced. **CA/79/KOB/2020 is disposed of vide separate order.**

3 CA/83/KOB/2020

Learned PCS for the Appellant Shri Fayiz Mohammed Kassim appeared through VC.
Orders pronounced. **CA/83/KOB/2020 is disposed of vide separate order.**

4 CA(CAA)/07/KOB/2020

Learned counsel for the Applicant Shri Jerin Asher Sojan appeared through VC. This CA(CAA) is filed seeking dispensation of the meeting of the Shareholders, Secured and Un-Secured Creditors of Transferor Company as well as Transferee Company. Today this case is posted for pronouncement of orders. However, on verification of the records, it has been noted that the following documents have not been produced by the applicants along with the CA(CAA):

- (i) Certificate of Incorporation issued by the ROC, Kerala with regard to the Transferor Company.
- (ii) Consent affidavits of the Secured and Unsecured Creditors as on 30.6.2020, who have been certified by the Chartered Accountant, for dispensation of their meeting for approval of the Scheme of Amalgamation between the Transferor and Transferee Companies.
- (iii) Statutory Valuation of shares of both the Applicant Companies by a Registered Valuer.

Learned counsel for the applicants, who appeared through VC, sought time to produce the above documents. The Applicant Companies may file the aforesaid documents before the next date fixed. **Released from orders reserved. List on 4.12.2020 for further directions.**

5. CA/93/KOB/2020

Learned counsel for the appellant is present through VC. This CA is filed for restoration of the Company which was struck off by the ROC. All relevant documents produced by the appellant. Issue notice to ROC through special messenger for filing their report. List on **25.11.2020**

6 IA/155/KOB/2020 IN CP/104/KOB/2019

Learned PCS for the Applicants M/s.Srikanth Mohan and Prasanth Mohan, learned counsel for R1, R2, R20 & R25 M/s. Poulose C. Abraham and Pranoy Harilal, learned counsel for R17 Shri Abhilash Nediyaalil and learned PCS for R3-R16, R18, 23 & R24 Shri Yoginathnath appeared through VC. Heard all the parties. **Orders reserved. List for pronouncement of orders in IA on 27.11.2020.**

7 CP/104/KOB/2019

Learned PCS for the Petitioners M/s.Shri Srikanth Mohan and Prasanth Mohan, learned counsel for R1, R2, R20 & R25 M/s. Poulose C. Abraham and Pranoy Harilal, learned counsel for R17 Shri Abhilash Nediyaalil and learned PCS for R3-R16, R18, 23 & R24 Shri Yoginathnath appeared through VC. **List on 27.11.2020**

8 IA/154/KOB/2020 IN CP/112/KOB/2019

Learned PCS for the Applicants M/s. Srikanth Mohan and Prasanth Mohan, learned counsel for R1, R4 & R23 M/s. Poulose C. Abraham and Pranoy Harilal, learned counsel for R15 Shri Abhilash Nediyaalil and learned PCS for R2, R3, R5-R13, R16, R17, R20 & R22 Shri Yoginathnath appeared through VC. Heard all the parties. Orders reserved. **List for pronouncement of orders in IA on 27.11.2020.**

9 CP/112/KOB/2019

Learned PCS for the Petitioners M/s Srikanth Mohan and Prasanth Mohan, learned counsel for R1, R4 & R23 M/s. Poulose C. Abraham and Pranoy Harilal, learned counsel for R15 Shri Abhilash Nediyaalil and learned PCS for R2, R3, R5-R13, R16, R17, R20 & R22 Shri Yoginathnath appeared through VC. **List on 27.11.2020.**

10 IA/156/KOB/2020 IN CP/113/KOB/2019

Learned PCS for the Applicants M/s Srikanth Mohan and Prasanth Mohan, learned counsel for R1, R4, R15, R24 & R25 M/s. Poulose C. Abraham and Pranoy Harilal and learned PCS for R2, R5-R14, R16, R18-R20, R23 & R26 Shri Yoginathnath appeared through VC. Heard all the parties. Orders reserved. **List for pronouncement of orders in IA on 27.11.2020.**

11 CP/113/KOB/2019

Learned PCS for the Petitioner M/s. Srikanth Mohan and Prasanth Mohan, learned counsel for R1, R4, R15, R24 & R25 M/s. Poulouse C. Abraham and Pranoy Harilal and learned PCS for R2, R5-R14, R16, R18-R20, R23 & R26 Shri Yoginthnath appeared through VC. **List on 27.11.2020.**

12 REPORT NO.113/KOB/2020 IN CP(IB)/54/KOB/2019

Learned counsel for the IRP Shri Vinod PV appeared through VC. **Report of the IRP is taken on record. Registry is directed to place the Report in the appropriate file.**

13 MA/176/KOB/2020 IN CP(IB)/54/KOB/2019

Learned counsel for the IRP Shri Vinod PV appeared through VC. This is an application for extension of the CIRP Period. **Orders passed. MA/176/KOB/2020 IN CP(IB)/54/KOB/2019 is disposed of vide separate sheets.**

14 REPORT NO.114/KON/2020 IN IBA/17/KOB/2020

No representation for the RP. However, the Report of the RP is taken on record. Registry is directed to place the Report in the appropriate file.

15 IA/191/KOB/2020 IN IBA/21/KOB/2019

No response from the Resolution Professional. Adjourned to 10.12.2020.

16 MA/110/KOB/2020 IN MA/10/KOB/2019 IN CP(IB)/689/17(CHENNAI BENCH)

Learned counsel for the Applicant Shri Krishnan Unni as well as learned senior counsel for R1 Shri Ravi Rajagopalan appeared through VC. Heard both sides. **Reserved for orders. List for pronouncement of Orders on 19.11.2020.**

17 IBA/31/KOB/2020

Learned counsel for the applicant sent a mail stating that the respondent filed a counter recently and that the applicant is to file a rejoinder to the same. He sought time to file a rejoinder. Learned counsel for the respondents intimated their readiness to appear through VC. Since no rejoinder is filed by the applicant, the matter is adjourned to **7.1.2021.**

18 TIBA/33/KOB/2020

Learned counsel for the IB Applicant Shri Nidhi Sam John appeared through VC. He submitted that the matter has already been settled between the parties. He sought two weeks' time to file a joint settlement memo. He may do so. List on **26.11.2020 before that date the parties may file their joint settlement memo.**

19 CA/82/KOB/2020

Learned PCS for the Appellant Shri Fayiz Mohammed Kassim appeared through VC. ROC report is on record. Orders reserved. List on **26.11.2020 for pronouncement of orders.**