

IN THE NATIONAL COMPANY LAW TRIBUNAL  
HYDERABAD BENCH, HYDERABAD

CP (IB) No.58/9/HDB/2017

**In the matter of**

M/s TPS Infrastructure Limited  
84, M-Block  
Commercial Complex  
Greater Kailash-II  
New Delhi – 110048

...Petitioner/Operational Creditor

V/s

**CERTIFIED TO BE TRUE COPY  
OF THE ORIGINAL**

Delhi MSW Solutions Limited

...Respondent/  
Corporate Debtor



Date of order: 22.06.2017

**CORAM:**

Hon'ble Shri Rajeswara Rao Vittanala, Member (Judicial)  
Hon'ble Shri Ravikumar Duraisamy, Member (Technical)

**Parties Present:**

Counsel for the Applicant:

Shri Nitish Bandary, Advocate  
on behalf of Shri P. Vikram,  
Advocate

Counsel for the Corporate Debtor:

Shri Tarun Reddy, Advocate  
Shri K. Sridhar Rao, Senior  
Manager (Legal) for the  
Company (Corporate Debtor)

Per: Rajeswara Rao Vittanala, Member (Judicial)

Per: Rajeswara Rao Vittanala, Member (Judicial)

**ORDER**

1. The present Company Petition bearing CP (IB) No. 58/9/HDB/2017, is filed by TPS Infrastructure Limited, Petitioner / Operational Creditor, under Section 9 of Insolvency and Bankruptcy Code, 2016 (IBC), and Rule 6 of the IBC (Application to Adjudicating Authority Rules 2016), by inter-alia, seeking to initiate insolvency process under IBC against Delhi MSW Solutions (Corporate Debtor) as they are in default for the total amount of Rs. 34,46,317/- Principal amount Rs. 13,27,633/- plus Rs. 21,18,684/- interest at 24@ p.a till 31.01.2017).
2. The case was listed on 04/05/2017, 08/05/2017, 15/05/2017 and 16/06/2017. It was adjourned on the ground that the issue was going to be settled.
3. Mr. K. Sridhar Rao, Senior Manager (Legal) and Shri Nitish Bandary, Learned Counsel representing the Petitioner, has filed a memo dated 22/06/2017, by stating that the Applicant/ Operational Creditor and Corporate Debtor have arrived at a onetime settlement for an amount of Rs. 70 lakhs in respect of outstanding dues against all the claims filed before this Tribunal. He has also vide his letter dated 22/06/2017 addressed by the Petitioner to the Counsel, confirming the receipt of amount of Rs. 70 Lakhs. Hence, the Learned Counsel prayed this Tribunal to record the settlement and submit to permit them to withdraw all the cases filed against the Corporate Debtor. Shri K. Sridhar Rao, Senior Manager (Legal) present today, and confirmed that they have settled the issue. As stated above by



the Applicant / Operational creditor and Corporate Debtor, the Company Petition can be closed.



4. In view of the above circumstances, the Company Petition bearing CP (IB) No. 58/9/HDB/2017, is dismissed as withdrawn.

No order as to costs.

*Sd/-*  
Ravikumar Duraisamy  
Member (Technical)

*Sd/-*  
Rajeswara Rao Vittanala  
Member (Judicial)

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*Order received by the  
Registry on 19/7/2017*

*V. Annapoorna*  
**V. ANNAPOORNA**  
Asst. DIRECTOR  
NCLT, HYDERABAD.

Bm