

**IN THE NATIONAL COMPANY LAW TRIBUNAL : NEW DELHI  
COURT-III**

**CP-438/ND/2017**

**In the matter of :**

**Bonoboz Mktg. Services (P) Limited**

**....PETITIONER**

**Vs.**

**Franchise India Brands Limited**

**.. RESPONDENT**

**SECTION :**

**Under Section 10 of IBC Code, 2016**

**Order delivered on 28.11.2017**

**Coram :**

**R. VARADHARAJAN,**

**Hon'ble Member (Judicial)**

**For the Petitioner /applicant**

**: Mr. Shivansh Pandya, Advocate**

**For the Respondent/Corporate Debtor : Mr. PK Mittal, Advocate**

**For the Intervener**

**:**

**ORDER**

Learned Counsel for the petitioner is present. Ld. Counsel for the petitioner represents that an Application in CA No.90/C-III/ND/2017 has been filed for condonation of delay in filing the Banker's Certificate of 17 days. Primarily it is represented that delay has been caused due to the dilatory tactics adopted by the concerned Bank and as averred in the averments contained in the said application.

Taking into consideration the said averments and as the delay seems to have occasioned not due to the fault of the Operational Creditor, the delay is condoned and the Banker's Certificate is taken on record subject to its conformity with the provisions of IBC, 2016. Mr. P.K. Mittal, Advocate has appeared on behalf of the Corporate Debtor. The Corporate Debtor is directed



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to file a formal reply in relation to the preliminary objections raised and other objections, if any,

For this purpose, 10 days time is granted to the Corporate Debtor to file reply with an advance copy to be made available to the Ld. Counsel for the petitioner. Petitioner to file rejoinder, if any, within a period of 5 days thereafter.

List on 18.12.2017.

Surjit  
28.11.2017

  
(R. VARADHARAJAN)  
MEMBER (JUDICIAL)