

NATIONAL COMPANY LAW TRIBUNAL
MUMBAI BENCH, COURT-II

**23. IA 1066/2020 IA 2166/2020 IA 118/2021
IN CP(IB) 3657/MB/2018**

**CORAM: SHRI ASHOK KUMAR BORAH, HON'BLE MEMBER (J)
SHRI SHYAM BABU GAUTAM, HON'BLE MEMBER (T)**

**ORDER SHEET OF THE HEARING OF MUMBAI BENCH OF THE NATIONAL
COMPANY LAW TRIBUNAL HELD ON 12.07.2021**

**NAME OF THE PARTIES: - Yaduka Financial Services Ltd
V/s**

Monotype India Ltd.

Section: 7, r/w rule 4 of Insolvency and Bankruptcy Code, 2016

ORDER

The matter is taken up through Virtual Hearing (VC).

IA 118 of 2021:- It is prayed in the present Interlocutory Application, that Mr. Purusottam Behera will be the new RP in the place of Fanendra Munot. The name of the present RP has been approved by the CoC with 100% voting and majority by the CoC. The consent of the new RP is also enclosed in this Application which is on record. Having considered the above submission, this bench deems it fit and proper to allow the IA. As far as the fee of Erstwhile RP is concerned, the same has already been ratified by the CoC which may be paid at an immediate basis. In view of the above, **IA No. 118 of 2021 is allowed and disposed of.**

IA 1066 of 2020:- This IA is filed by the Erstwhile Promoter Director seeking prayer under Section 7. The said prayer cannot be granted because the Company Petition has already been admitted and nothing survive in the Application. Accordingly, the same is **disposed of.**

IA 2166 of 2020:- The present IA is filed by the Erstwhile IRP, who has been replaced by a new RP. In view of the above replacement, all the papers, documents which are in the possession of the Erstwhile IRP, should be



handedover to the new RP so that he may pursue this Application vigorously and take it to the logical end. The Erstwhile IRP is discharged in this Application. The prayer sought in IA 2166 of 2020 i.e. Prayer (i) and (ii) is allowed and IA 2166 of 2021 is **allowed and disposed of**.

At the request of the Counsel list the matter on **16.08.2021**.

Sd/-
SHYAM BABU GAUTAM
Member (Technical)

Sd/-
ASHOK KUMAR BORAH
Member (Judicial)



Certified True Copy
Copy Issued "free of cost"
On 30/07/2024
[Signature]
Deputy Registrar
National Company Law Tribunal Mumbai Bench
Government of India