

**NATIONAL COMPANY LAW APPELLATE TRIBUNAL, PRINCIPAL BENCH,
NEW DELHI**

Company Appeal (AT) (Ins.) No. 1401 of 2022

IN THE MATTER OF:

Arshiya Northern FTWZ Ltd.

....Appellant

Vs.

State Bank of India

....Respondent

Present:

For Appellant:-

Mr. P. Nagesh, Sr. Advocate with Mr. Himanshu Satija, Mr. Akshay Sharma, Advocates.

For Respondent:-

Mr. Krishnendu Datta, Sr. Advocate with Ms. Prachi Johri, Ms. Neha, Mr. Pranesh Raja Manicam, Advocates for R-1.

Mr. Puneet Singh Bindra, Mr. Arpit Choudhury, Mr. Rishabh Gupta, Advocates for EARC.

WITH

Company Appeal (AT) (Ins.) No. 1475 of 2022

IN THE MATTER OF:

Arshiya Ltd.

....Appellant

Vs.

State Bank of India & Ors.

....Respondents

Present:

For Appellant:-

Mr. P. Nagesh, Sr. Advocate with Mr. Himanshu Satija, Mr. Akshay Sharma, Advocates.

For Respondent:-

Mr. Krishnendu Datta, Sr. Advocate with Ms. Prachi Johri, Ms. Neha, Advocates for R-1.

Mr. Puneet Singh Bindra, Mr. Arpit Choudhury, Mr. Rishabh Gupta, Advocates for EARC.

WITH

Company Appeal (AT) (Ins.) No. 23 of 2023

IN THE MATTER OF:

Arshiya Ltd.

....Appellant

Vs.

Punjab National Bank & Anr.

....Respondents

Present:

For Appellant:- Mr. P. Nagesh, Sr. Advocate with Mr. Himanshu Satija, Mr. Akshay Sharma, Advocates.

For Respondent:- Ms. Ekta Choudhary, Advocate for PNB.

ORDER

15.02.2023: Today, when the matters are taken up, Ld. Sr. Counsel for the Appellant submits that in terms of the order dated 13.02.2023 the OTS between the Appellant and Respondents was conducted on 13.02.2023 at 05:30 PM through Video Conferencing but OTS has been failed. Now the matter is to be heard on merits.

2. Interim order is vacated.

3. The Ld. Sr. Counsel for the Appellant further submits that since Committee of Creditors has not been constituted yet, therefore, this Bench may direct the CoC not to constitute till final hearing of these Appeals but Resolution Professional may receive the claim. The submissions advanced by the Ld. Sr. Counsel for the Appellant may be considered only on the next date.

List the Appeal 'For Admission (After Notice)' on **29th March, 2023.**

**[Justice Anant Bijay Singh]
Member (Judicial)**

**[Mr. Kanthi Narahari]
Member (Technical)**

R.N./Kam./