

NATIONAL COMPANY LAW TRIBUNAL
COURT-V, MUMBAI BENCH

11. IA/345/2023 C.P. (IB)/712(MB)2022

CORAM:

SMT. ANURADHA SANJAY BHATIA,
MEMBER (T)

SH. KULDIP KUMAR KAREER,
MEMBER (J)

ORDER SHEET OF THE HEARING OF MUMBAI BENCH OF THE NATIONAL COMPANY LAW TRIBUNAL ON **30.01.2023**.

NAME OF THE PARTIES: DMI FINANCE PRIVATE LIMITED
Vs.
KANDIVLI BALAJI INVESTMENT PRIVATE LIMITED

SECTION: 7 of IBC 2016

ORDER

CS Nithish Bangera appearing for the Applicant is present through Virtual hearing. The above Interlocutory Application is filed under Section 22(3)(b) of the Insolvency and Bankruptcy Code, 2016 seeking replacement of Mr. Sanjay Gupta, the present Interim Resolution Professional of the Corporate Debtor with Primus Insolvency Resolution & Valuation Private Ltd as the Resolution Professional of the Corporate Debtor.

Learned counsel appearing for the Applicant submits that the Committee of Creditor in its 1st meeting dated 09.12.2022 unanimously approved the appointment of Primus Insolvency Resolution & Valuation Private Ltd having Registration No. IBBI/IPE-0072/IPA-2/2022-23/50002 as Resolution Professional with 100% voting share.

After hearing the submissions of the Counsel appearing for the Applicant, this bench feels that this is fit case to allow the above Interlocutory Application. Accordingly, the Bench allows the application and appoints Primus Insolvency Resolution & Valuation Private Ltd as Resolution Professional having Registration No. IBBI/IPE-0072/IPA-2/2022-23/50002 in place of Mr. Sanjay Gupta who shall hand over all papers to the new RP.

With the above direction, the present Interlocutory Application bearing No. 345/2023 stands **disposed of**. List the CP on **10.02.2023**.

Sd/-
ANURADHA SANJAY BHATIA
Member (Technical)

Sd/-
KULDIP KUMAR KAREER
Member (Judicial)

/z/