

245

**BEFORE THE ADJUDICATING AUTHORITY
NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD BENCH
AHMEDABAD
Court 2**

IA/96(AHM)2021 in CP(IB) 44 of 2020

**Coram: HON'BLE Ms. MANORAMA KUMARI, MEMBER JUDICIAL
HON'BLE Mr. CHOCKALINGAM THIRUNAVUKKARASU, MEMBER TECHNICAL**

**ATTENDANCE-CUM-ORDER SHEET OF THE HEARING OF AHMEDABAD BENCH
OF THE NATIONAL COMPANY LAW TRIBUNAL ON 12.02.2021**

Name of the Company: Ketan Lavingiya Karta of Ketan
Narendrabhai Lavingiya HUF,
Proprietor of Nand Enterprise
V/s
Kailash T shah IRP
for Jinaam's Dress Ltd & Anr
Section 12A IBC, 2016.

ORDER

(through video conferencing)

S.NO. NAME (CAPITAL LETTERS) DESIGNATION REPRESENTATION SIGNATURE

1. Mr. Vinod Kumar Shah, PCS appeared on behalf of Applicant.
- 2.

The instant application is filed under section 12A of the IB Code.

On perusal of the records, it is found that C.P.(I.B) 44/2020 was admitted on 12.01.2021.

Mr. Vinod Kumar Shah, PCS appeared on behalf of Operational Creditor and submitted that after the admission of C.P. (I.B) 44/2020, the parties entered into agreement and the Operational Creditor wishes to withdraw the matter.

Accordingly, Form FA is annexed at Page no. 19 by the Operational Creditor. The said Form has been duly received by the IRP. Form No. NCLT 12 is also annexed at Annexure-D at page no. 20, duly executed by PCS, Mr. Vinod Kumar Shah.

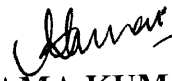
It is submitted that the dues of the IRP have already been paid as reflected from Form FA.

In view of the settlement between the parties and on filing application under Section 12A, the prayer of withdrawal of application is allowed. Accordingly, moratorium so granted under Section 14 of the IB Code ceased to have effect. Accordingly, CP(IB) No. 44 of 2020 is withdrawn. The IRP is discharged from his duties and the Corporate Debtor is also freed from the rigour of Corporate Insolvency Resolution Process.



**CHOCKALINGAM THIRUNAVUKKARASU
MEMBER TECHNICAL**

Dated this the 12th day of February, 2021



**MANORAMA KUMARI
MEMBER JUDICIAL**