

IN THE NATIONAL COMPANY LAW TRIBUNAL: NEW DELHI
SPECIAL BENCH

ITEM No. 156
(IB)-1837(PB)/2019

IN THE MATTER OF:

K.B. Board Mills (LLP)

.... Applicant/petitioner

v.

CLC Industries Ltd.

.... Respondent

Order under Section 9 of the Insolvency & Bankruptcy Code, 2016

Order delivered on 08.01.2020

Coram:

DR. DEEPTI MUKESH

HON'BLE MEMBER (JUDICIAL)

SH. S. K. MOHAPATRA

HON'BLE MEMBER (TECHNICAL)

PRESENTS:

For the Petitioner

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For the Respondent

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ORDER

In respect of the same corporate debtor, a petition under Section 7 of Insolvency and Bankruptcy Code, 2016 has already been admitted in the matter of Edelweiss Asset Reconstruction Company Limited v. CLC Industries Limited, [(IB)-933(PB)/2019] vide order dated 03.01.2020. As per the provisions of Section 11 of the Code, 2016 another Corporate Insolvency Process cannot be initiated against a corporate debtor that is undergoing a corporate insolvency resolution process. However, it is needless to mention that the petitioner would be entitled to file its claim before the Insolvency Professional namely Mr. Subhash Kumar Kundra with the address C-4-E/135, Janak Puri, New Delhi-110058, email id skkundra@sgaindia.in. Having Registration No. IBBI/IPA-002/IP-N00399/2017-18/11174 which shall be duly considered in accordance with law.

The petition is dismissed being rendered infructuous with liberty in terms of the order.

— sd —

(S. K. MOHAPATRA)
MEMBER (TECHNICAL)

A — sd —

(DR. DEEPTI MUKESH)
MEMBER (JUDICIAL)