

NATIONAL COMPANY LAW APPELLATE TRIBUNAL
NEW DELHI

Company Appeal (AT) (Insolvency) No. 133 of 2017

IN THE MATTER OF:

Shriram EPC Limited

... Appellant

Versus

Rio Glass Solar SA

... Respondent

**Present: For Appellant : Shri Vivek Sibal, Ms. Pooja M. Saigal,
and Shri Vishnu Mohan, Advocates**

ORDER

17.08.2017 One of the ground taken by the appellant is that notice under Section 8(1) of the Insolvency and Bankruptcy Code, 2016 was given by one legal firm, namely, 'M/s. Advani & Co.', without any authority of Operational Creditor and has not been signed by any individual lawyer, but signed as 'M/s. Advani & Co.' (See Pages 196 to 201).

It is also submitted that the respondent has not produced any certificate of any 'Financial Institution', but produced a statement of a foreign bank, namely, 'Caixa Bank', Paseo De La Castellana, 7 P1, 28046, Madrid, Spain.

Let notice be issued on the respondent by Speed Post.

Requisite along with process fees, if not filed, be filed by tomorrow



i.e. 18th August, 2017. If the appellant provides e-mail address of the respondent, let notice be also issued through e-mail.

The appellant may also serve a copy of this order by *dasti* on the respondent as also on the Interim Resolution Professional, if any, named.

Post the matter on 1st September, 2017.

Until further order, the Interim Resolution Professional will not take over the appellant company pursuant to the impugned order dated 10th August, 2017, if not yet taken over. The appellant will also not withdraw any amount from the bank account of the company, except for day to day expenses to ensure that the Company remains on-going and to disburse salaries and wages of its employees/workmen.



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OF THE ORIGINAL

Sd/-
[Justice S.J. Mukhopadhaya]
Chairperson


Registrar
National Company Law Appellate Tribunal
New Delhi

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