

CC No.10704/17

17.09.2018

Present : AR of the complainant in person with counsel.

Accused no.2, 3 and 5 in person with counsel.

Accused no.7 is absent.

Accused no.4 & 6 were not summoned in this case.

At this stage, Sh. Puneet Singh Bindra alongwith Sh. Anil Kumar made an appearance in this case and submitted that accused no.1 is undergoing corporate insolvency resolution process and in terms of order dt. 25.05.2017 of NCLT as confirmed by order dt. 15.12.2017 of Hon'ble Supreme Court, Mr. Huzefa Fakhri Sitabkhan has been appointed as Resolution Professional for accused no.1. In support of his submission, he filed copy of aforesaid orders of NCLT and Hon'ble Supreme Court. The same is taken on record. He also filed his vakalatnama on behalf of the said Resolution Professional Mr. Huzefa Fakhri Sitabkhan.

At this stage, it is brought to the notice of the Court by the counsel for the complainant that accused no.3 has not furnished his personal bond, though in order dt. 03.04.2018, it is inadvertently indicated that accused no.3 has furnished his personal bond. In view of the submissions, record perused. From the persual it is clear that personal bond of accused no.3 is not on record, therefore, accused no.3 is directed to furnish bail bonds in terms of order dt. 03.04.2018. Accordingly, personal bond furnished by the accused no.3 which is accepted till NDOH.

Some time is sought on behalf of the accused no.2, 3 & 5 for furnishing surety bond in terms of order dt. 03.04.2018.

At this stage, counsel for the accused no.2, 3 & 5 has undertaken to ensure the presence of accused no.7 on the NDOH positively. Accordingly, no coercive process issued against accused no.7.

Put up for further proceedings on **15.12.2018.**

(Gopal Krishan)

**Metropolitan Magistrate (NI Act)-04
South-East, Saket Court, New Delhi/17.09.2018**