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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 8205/2021

MR. MANISH KUMAR GUPTA, INSOLVENCY PROFESSIONAL
..... Petitioner

Through: Mr. Pooja Mehra Saigal, Mr. Arpit Dwivedi and Ms. Sakshi Kapoor, Advocates.

versus

DISCIPLINARY COMMITTEE, INSOLVENCY AND
BANKRUPTCY BOARD OF INDIA & ANR. Respondents

Through: Ms. Madhavi Divan, Sr. Advocate with Mr. Shubham Saigal, Mr. Vikram Mehta, Mr. Apoorv and Ms. Rashi Rampal, Advocates for IBBI.

+ W.P.(C) 9545/2022 & CM APPLs. 28490/2022, 28993/2022

(53) MANISH KUMAR GUPTA Petitioner

Through: Mr. Pooja Mehra Saigal, Mr. Arpit Dwivedi and Ms. Sakshi Kapoor, Advocates.

versus

UNION OF INDIA THROUGH MINSITRY OF CORPORATE
AFFAIRS & ORS. Respondents

Through: Ms. Madhavi Divan, Sr. Advocate with Mr. Shubham Saigal, Mr. Vikram Mehta, Mr. Apoorv and Ms. Rashi Rampal, Advocates for IBBI.

+ W.P.(C) 11268/2022 & CM APPLs. 33126/2022, 40692/2022,



47136/2022 & 34543/2023
(54) YOGESH KUMAR GUPTA Petitioner
Through: Ms. Ranjana Roy Gawai, Mr.
Pervinder Tanwar, Mr. Shikher
Upadhyay and Mr. Prateek,
Advocates.

versus

INSOLVENCY AND BANKRUPTCY BOARD OF INDIA & ORS.
..... Respondents
Through: Mr. Mukul Singh, CGSC for UoI.
Mr. Suman K. Doval, Mr. Hari
Krishan Pandey and Mr. Preetpal
Singh, Advs. for R-4.

+ W.P.(C) 13504/2022 & CM APPLs. 41048/2022, 52277/2022

(55) ASHOK KRIPLANI Petitioner
Through: Mr. Deepak and Mr. S.K. Sagar,
Advocates.

versus

INSOLVENCY AND BANKRUPTCY BOARD OF INDIA & ORS.
..... Respondents
Through: Ms. Madhavi Divan, Sr. Advocate
with Mr. Sahil Monga and Mr.
Shubham Saigal, Advocates.

+ W.P.(C) 13731/2022

(56) MUDAPPALLUR VARIETH GANGADHARAN Petitioner
Through:

versus



INSOLVENCY AND BANKRUPTCY BOARD OF INDIA (IBBI) &
ANR. Respondents

Through: Ms. Madhavi Divan, Sr. Advocate
with Mr. Shubham Saigal, Mr.
Vikram Mehta, Mr. Apoorv and Ms.
Rashi Rampal, Advocates for IBBI.

+ W.P.(C) 7961/2023 & CM APPLs. 30638/2023, 30639/2023

(57) MR. RAMASAMY SHANMUGGAM Petitioner

Through: Mr. Anoop Prakash Awasthi, Ms.
Prapti Singh, Ms. Parthvi Ahuja,
Advocates.

versus

INSOLVENCY AND BANKRUPTCY BOARD OF INDIA (IBBI)
..... Respondent

Through: Ms. Madhavi Divan, Sr. Advocate
with Mr. Shubham Saigal, Mr.
Vikram Mehta, Mr. Apoorv and Ms.
Rashi Rampal, Advocates for IBBI.

CORAM:
HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER
11.03.2024

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1. It is stated by learned Counsel for the Petitioner that the issue raised in this case stands covered by an Order dated 11.01.2024 passed by this Court in W.P.(C) 13317/2022 and the matter can be sent back to the Board with a direction to supply a copy of the final report to the Petitioner and decide the matter.
2. Ms. Madhavi Divan, learned Senior Counsel for the Respondent,



states that apart from this question, the Petitioners have also raised the issue of *coram non judice* inasmuch as the single member has decided the issue. This Court is of the opinion that this issue can be raised at a subsequent point of time and Ms. Divan is requested to take instructions as to whether the matter can be remanded back limited to this issue of remanding the matter back to the Board with a direction to supply a copy of the final report to the Petitioner and to re-decide the matter after supply of the copy of the final report.

3. List on 10.04.2024.

SUBRAMONIUM PRASAD, J

MARCH 11, 2024

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