



\$~CO.4

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CO.PET. 248/2009, CO.APPL. 1285/2015, CO.APPL. 1876/2015, CO.APPL. 348/2017, CO.APPL. 1169/2017, CO.APPL. 98/2020, OLR 102/2015, OLR 236/2016 & OLR 64/2019**

N & S & N CONSULTANTS S.R.OPetitioner
Through: Mr. Niraj Singh, Mr.
Sumant De & Mr. Deepak
Jaiswal, Advocates.

versus

SRM EXPLORATION PRIVATE
LIMITEDRespondent
Through: Mr. Rishi Manchanda,
Standing Counsel for
Official Liquidator ('OL')
alongwith Mr. Siddharth
Mullick & Mr. Lakhan
Gupta, Advocates.
Mr. Paritosh Budhiraja &
Mr. Dinesh Rastogi,
Advocates for
Respondent.

CORAM:
HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER
% **28.01.2025**

CO.APPL. 641/2016 (for recovery of amount)

1. None has been appearing for Respondent Nos. 1 and 2 from quite some time.
2. In the interest of justice, adverse orders are deferred for today.
3. It is made clear that if none appears on behalf of Respondent Nos. 1 and 2 on the next date of hearing, the



application would be heard in her absence.

4. A copy of the order be communicated to Mr. Sandeep Khurana, Advocate who had filed reply on behalf of Respondent Nos.1 and 2.

5. The report indicates that notice was served to Respondent No.3.

6. The Official Liquidator is directed to communicate the copy of the order to Respondent No.3.

7. List on 03.04.2025.

CO.APPL. 618/2017

8. The learned counsel for the applicant submits that the intervenor cannot be impleaded in place of the petitioner.

9. He submits that the petitioner had originally claimed the amount on the strength of the guarantee declaration.

10. He submits that such declarations cannot be assigned to any third party.

11. It is undisputed that an assignment agreement has been executed by the petitioner. In such circumstances, whether the intervenor would be entitled to claim any amount would be decided by the Official Liquidator at an appropriate stage.

12. No orders are required to be passed at this stage.

13. The intervenor is permitted to file a claim before the Official Liquidator and the same shall be decided in accordance with law after considering all objections as raised by the applicant in the present application.

14. Needless to say, the parties are at liberty to approach this Court in case any grievance remains in future.

15. The application is disposed of in the aforesaid terms.

CO.APPL. 98/2020

16. In view of the order passed by this Court in CO.APPL.



618/2017, the present application is infructuous.

17. 15. The application is disposed of in the aforesaid terms.

CO.APPL. 1285/2015, CO.APPL. 1876/2015, CO.APPL. 348/2017, CO.APPL. 1169/2017, OLR 102/2015, OLR 236/2016 & OLR 64/2019

18. List on 03.04.2025.

AMIT MAHAJAN, J

JANUARY 28, 2025

'Aman'