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IN THE HIGH COURT OF DELHI AT NEW DELHI

CS(COMM) 389/2017

M/S SAKUMA EXPORTS LIMITED

.....Plaintiff

Through: Ms. Mithila Sharma Jain & Mr.
Shubham Singh, Adv. (joined
through VC)

versus

M/S SIMBHAOLI SUGARS LIMITED & ORS

.....Defendant

Through: Mr. O. P. Gaggar, Adv. For D-3
None for D-1

CORAM:

**JOINT REGISTRAR (JUDICIAL) MS. PRIYA
MAHENDRA, (DHJS)**

ORDER

% **20.03.2025**

CS(COMM) 389/2017 & CC (COMM) 1/2018

1. The defendant no.1 has not deposited the previous cost of Rs.4000/- with Delhi High Court Legal Services Committee. None is present on behalf of the defendant no.1. So, the cost of Rs.4000/- is enhanced to Rs.5000/-. The defendant no.1 is directed to deposit the same with Delhi High Court Legal Services Committee within two weeks, as a last and final opportunity.
2. The defendant no.1 has filed the order of Hon'ble NCLT dated 11.07.2024. As per the said order, an application filed under the Insolvency and Bankruptcy Code, 2016 for defendant no.1 was allowed and moratorium under Section 14 of IBC was allowed to be put in place for defendant no.1 after appointment of the Interim Resolution Professional.
3. Learned counsel for the plaintiff submits that as per information received, the said order dated 11.07.2024 has been set aside before Hon'ble NCLAT. However, none is present on behalf of the defendant no.1 to clarify the same.



4. So, in this view of the matter, the defendant no.1 is directed to file Affidavit as to whether the said order dated 11.07.2024 is still in operation or has been subsequently set aside.

5. In the meantime, the plaintiff is directed to take requisite steps to lead remaining PE.

Re-notify the matter for PE on 25.08.2025.

**PRIYA MAHENDRA (DHJS)
JOINT REGISTRAR (JUDICIAL)**

MARCH 20, 2025/ab

Click here to check corrigendum, if any