



CP-16

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CO.PET. 791/2014 & CO.APPLs. 2978/2014, 1553/2017, OLR 275/2019**
M/S LAFARGE INDIA LIMITED Petitioner
Through: None.

versus

OJJUS FIDELITY HEALTHCARE PRIVATE LIMITED & ORS. Respondents
Through: Ms. Isha Khanna, Standing Counsel for OL.
Mr. Sanjay Bajaj and Mr. Mayank Jain, Advocates for PNB.

CORAM:
HON'BLE MR. JUSTICE SANJEEV NARULA

ORDER
28.02.2023

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OLR 9/2020 (seeking permission to invite claims from creditors Company (In Liqn.) via publication of claims notice) & CO.APPL. 256/2019 (seeking clarification of order dated 23rd August, 2018 whereby Provisional Liquidator was appointed by this Court)

1. By way of instant application, Punjab National Bank ["PNB"], the facility agent of the Consortium as well as other consortium lenders express inclination to take steps for realizing their dues by way of sale of secured assets by staying outside of liquidation. Since these assets are presently in the custody of Official Liquidator ["OL"] they seek clarification/modification of the order dated 23rd August, 2018. Furthermore, PNB/Applicant Bank also seeks an order for release and withdrawal of attachment of land notice mentioned in prayer clause (a) of the application.
2. Ms. Isha Khanna, Standing Counsel for OL, states that as of now



claims of the workmen and other creditors have not been invited and seeks appropriate directions to that effect.

3. Heard. OLR and above-captioned application are disposed of by way of following directions:

(i) OL is permitted to invite the claims from creditors of Company (In Liqn.) by publishing 'Claim Notices' in 'Hindustan Times' (English) and 'Dainik Jagran' (Hindi) both Delhi & NCR Editions.

(ii) The attachment on Project Land admeasuring 16935 sq.mtrs. and building standing thereupon at Sector-8, HUDA Urban Estate, Faridabad, Haryana [hereinafter "*property*"], in the name of Company (In Liqn.) is vacated and PNB is permitted to pursue their action for realization of dues including sale of the above property. However, payments realized from such sale, if any, shall be kept in a no-lien account and details thereof shall be filed before this court under due intimation to the OL. No disbursements shall be made from the sale proceeds realized by PNB, without the leave of this Court.

4. In case any goods are found in the afore-noted premises, the same shall be handed over to the OL forthwith.

5. OLR is taken on record and disposed of. The instant application also stands disposed of.

CO.PET. 791/2014

6. Re-notify on 20th July, 2023.

SANJEEV NARULA, J

FEBRUARY 28, 2023

as