

interim order directing the Asset Management Company not to take possession till the above questions are decided. One more aspect needs to be highlighted. Whether the concerned party has approached the Tribunal under Section 17 of the Act also needs to be considered by the Company Act. If not, whether it should, is also the question which the Company Court may examine. All these questions are required to be argued before the Company Court. Accordingly, we direct that, till the Company Court decides the above questions, the Asset Management Company will not take possession. We also direct that the matter be listed for directions before the Company Court on 16th July, 2010. The Company Court

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will decide the matter at the preliminary stage.

Subject to above, the special leave petition is disposed of.

[T.I. Rajput]
A.R.-cum-P.S.

[Madhu Saxena]
Assistant Registrar