

**IN THE NATIONAL COMPANY LAW TRIBUNAL, NEW DELHI**  
**COURT-III**

**Item No.02**

IA-3704/2022IA/4766/2021IA-4171/2021I.A-3593/2021IA-5764/2021IA-  
2009/2022IA-2194/2022IA-4096/2022IA-  
4868/2022IA/3356/2020IA/3629/2020IA/3951/2020IA/4876/2020IA/5235/  
2020IA/347/2021IA/987/20215001/2021IA-3605/2022  
IA/4184/2020IA/4190/2020IA/4202/2020IA/4230/2020IA/5100/2020IA/37  
2/2021IA/446/2021IA/471/2021 IA-1493/2021I.A-2504/2021IA-  
4956/2021IA-5905/2021IA-1161/2022IA-1926/2022IA-3087/2022IA-  
5139/2022IA-5140/2022IA-5141/2022IA-899/2023IA-935/2023IA-  
1601/2023 IA-2738/2021IA-3679/2021IA-3722/2021IA-1996/2022IA-  
2821/2022IA-3678/2022I.A-4107/2022IA-4598/2022IA-5696/2022IA-  
5757/2022IA-2766/2023  
In  
(IB)-2130(ND)2019

**IN THE MATTER OF:**

M/s. Dynacon Projects Pvt. Ltd.

.... **APPLICANT/PETITIONER**

**Vs.**

M/s. Today Homes & Infrastructure Pvt. Ltd.

.... **RESPONDENT**

**SECTION**

**U/s 9 IBC code 2016**

**Order delivered on 19.05.2023**

**CORAM:**

**SHRI BACHU VENKAT BALARAM DAS, HON'BLE MEMBER (JUDICIAL)**

**SHRI ATUL CHATURVEDI HON'BLE MEMBER (TECHNICAL)**

**PRESENT:**

For the Applicant

: Ms. Riya Thomas, Mr. Apoorv Agarwal, Advocates in IA-4956/2021, C.S. Gupta, Advocate in IA-2766/2023, IA-899/2023, IA-1601/2023, Ms. Anjali Chauhan, K. Murali Kumar Reddy, in IA-4096/2022, Mr. Rahul Malhotra, Ms. Tripiti Kapoor, Advocates in IA-2194/2022, Mr. Ashok Rajagopalan, Advocate in IA-5764/2021 and IA-4107/2022, Mr. Himanshu Harbola, Mr. Ketan Madan, Mr. Rohit Rajliwal, Advocates in Ia-1996/2022, Mr. Sarthak Gupta, Advocate in IA 2821/2022, Mr. Tavish B. Prasad, Adv. for Applicants in IA/5905/2021; IA/1161/2022 & IA/1926/2022, Mr. Sarthak Shukla, Advocate in

IA/446/2021, Mr. Rajesh Agrawal, Advocate in I.A. No. 935 of 2023

Mr. Arun Saxena, Mr. Rahul Kumar Singh, Mr. Vikas Ashwani, Advocates

Mr. Rajesh Kr. Gautam, Mr. Anant Gautam, Mr. Sumit Sharma, Advocates for Land owners

For the Objector : Ms. Shraddha Deshmukh, Advocate

For the RP : Ms. Rashmi Chopra with H Bir Singh, Ms. Vatsala C. Chaturvedi, Mr. Puneet Rathi, Ms. Sehr Chopra, Advocates, Mr. Nilesh Sharma, RP, Ms. Swastika Kumari, Mr. Shivam, Advocates for RP, Mr. Kanishk Khetan, Adv for RP

For the Respondent : Dr. Anmol Rattam, Mr. Mandeep Kaur, Advocates in IA-4107/2022, Mr Shailendra Singh- Adv & Mr Abhyuday Dhasmana- Adv. For Respondent No. 9 HDFC Bank IA 4096 of 2022

### **ORDER**

#### **IA-4096/2022:-**

Ld. Counsel appeared for Respondent No. 1, 3, 7 & 10. Ld. Counsel appeared for Respondent No. 9. Mr. Pradeep Diwan, Ld. Counsel appearing for Respondent No. 11. No one has appeared on behalf of remaining Respondents. The Applicant is directed to serve Dasti notice on unreserved Respondents and file affidavit of service within three days. The Respondents are directed to file reply affidavit within one week.

List the matter on 25.05.2023 for arguments.

#### **IA-4868/2022:-**

This application has been filed by the Greater Noida Industrial Development Authority seeking the following prayers:

***a. Reject the Resolution Plan put up for its approval in IA No. 4766/2021***

***b. Direct the Resolution Professional to serve a copy of application bearing IA No. 4766/2020 for approval of Resolution Plan upon the Applicant/Objector:***

We direct the Resolution Professional to furnish a copy of the Application IA No. 4766/2021 to the Ld. Counsel appearing for the Applicant (Greater Noida Industrial Development Authority) within three days.

Ld. Counsel appearing for the Applicant (GNIDA) seeks permission to withdraw the present petition with a liberty to file afresh application raising objections to the Resolution Plan.

IA is therefore **dismissed** with a liberty to file fresh objection to the Resolution Plan.

**IA/987/2021:-**

None appears for the Applicant despite repeated calls.

IA **dismissed** for non-prosecution.

**IA-3605/2022:-**

Issue notice.

The Applicant is directed to serve a copy on the Ld. Counsel appearing for the Resolution Professional within two days. Reply, if any, may be filed within ten days.

List the matter on **23.05.2023**.

**IA-899/2023 IA-935/2023:-**

The Applicant is directed to serve notice alongwith a copy of the IA on the Respondents and file proof of service and affidavit of service within one week.

The Respondents are directed to file reply affidavit within one week thereafter.

List the matter on **23.05.2023**.

**IA-3704/2022:-**

This application has been filed by the Resolution Professional seeking early hearing of the matter.

Application **dismissed as infructuous**.

**IA/4766/2021, IA-5764/2021&IA-2194/2022:-**

We have heard the submissions made by the Learned Counsel appearing for both the parties.

Arguments concluded.

The parties are at liberty to file written submissions along with case laws, if any, within three days.

Order **reserved**.

**IA-3593/2021:-**

We have heard the submissions made by the Learned Counsel appearing for both the parties.

Arguments concluded.

The Resolution Professional is directed to upload the reply affidavit on DMS portal within three days.

The parties are at liberty to file written submissions along with case laws, if any, within three days.

Order **reserved**.

**Sd/-**

**(ATUL CHATURVEDI)  
MEMBER (TECHNICAL)**

**Sd/-**

**(BACHU VENKAT BALARAM DAS)  
MEMBER (JUDICIAL)**