

IN THE NATIONAL COMPANY LAW TRIBUNAL: NEW DELHI
COURT – VI

Item No.611
IB-1528/PB/2018
CA/2516/2019, CA/1131/2019, IA/4883/2024, Restoration/66/2025,
Restoration/67/2025

IN THE MATTER OF:

Dena Bank	...	Applicant
Versus		
M/s. Kashyap Motors India Pvt. Ltd.	...	Respondent

Under Section 7 of Insolvency & Bankruptcy Code, 2016

Order delivered on 18.05.2026
HYBRID HEARING (PHYSICAL & VC)

CORAM:

JUSTICE JYOTSNA SHARMA
HON'BLE MEMBER (JUDICIAL)

MS. ANU JAGMOHAN SINGH
HON'BLE MEMBER (TECHNICAL)

PRESENT:

For the Liquidator : CA Jatin Madan Liquidator in person a/w CMA
Sandeep Goel, Adv. Utkarsh Aswal

ORDER

CA/2516/2019:-

None responds for the Respondent. List the matter for further consideration on **22.07.2026**.

Restoration/66/2025:-

This is an applications filed by the Applicant i.e., Smt Sarita, 'W/O Shri Ravindra Kumar, against Mr. Jatin Madan Liquidator of M/S Kashyap Motors India Pvt. Ltd. seeking restoration of COMPANY APPEAL (IBC)/9/ND/2024 to its original number.

Learned Counsel for the Applicant submits that the said appeal was dismissed on 03.02.2025 for non-prosecution and that the reason for dismissal was not his absence, but due to some technical glitch on the part of his system, the audio and video of the Learned Counsel for the Applicant could not connect.

From the papers on record, it appears that the order was passed on 03.02.2025 noting down the absence of the Applicant at the time of hearing, while the Liquidator was present and had raised objection that even the copy of the application was not served upon him.

Further, we observe that even if we rely upon the submission of the Applicant that he was actually present but could not connect through audio and video, the question still remains as to why the present restoration applications have been filed beyond the statutory period of 30 days. The Applicant has nothing to say with regard to the reasons for delay in filing the restoration applications.

As no good ground has been given for the non-appearance and for the delay in filing the applications for restoration, the present applications are **dismissed being devoid of merits.**

Restoration/67/2025:-

This is an applications filed by the Applicant i.e., Shri Felix Methew against Mr. Jatin Madan, Liquidator of M/s. Kashyap Motors India Private Limited seeking restoration of COMPANY APPEAL (IBC)/9/ND/2024 to its original number.

Learned Counsel for the Applicant submits that the said appeal was dismissed on 03.02.2025 for non-prosecution and that the reason for dismissal was not his absence, but due to some technical glitch on the part of his system, the audio and video of the Learned Counsel for the Applicant could not connect.

From the papers on record, it appears that the order was passed on 03.02.2025 noting down the absence of the Applicant at the time of hearing, while the Liquidator was present and had raised objection that even the copy of the application was not served upon him.

Further, we observe that even if we rely upon the submission of the Applicant that he was actually present but could not connect through audio and video, the question still remains as to why the present restoration applications have been filed beyond the statutory period of 30 days. The Applicant has nothing to say with regard to the reasons for delay in filing the restoration applications.

As no good ground has been given for the non-appearance and for the delay in filing the applications for restoration, the present applications are **dismissed being devoid of merits.**

IA/4883/2024:-

Learned Counsel for the Liquidator is present. None responds for the Respondent.

In the interest of justice, a last opportunity is granted to the Respondent to appear and participate in the matter, failing which the matter shall proceed ex-parte against the Respondent.

List this IA on **22.07.2026**.

List the other IAs on **22.07.2026**.

Sd/-
ANU JAGMOHAN SINGH
MEMBER (T)

Sd/-
JYOTSNA SHARMA
MEMBER (J)