

NATIONAL COMPANY LAW TRIBUNAL KOCHI BENCH

CORAM:
SHRI VINAY GOEL, HON'BLE MEMBER (JUDICIAL)
SHRI RAVICHANDRAN RAMASAMY, HON'BLE MEMBER (TECHNICAL)

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| PETITION No./IA No. | CP(C/ACT)/16/KOB/2023 & 2ND AND 3RD REPORT OF THE ADMINISTRATOR DATED 26.07.2024 AND 23.11.2024 RESPECTIVELY in CP(C/ACT)/16/KOB/2023. |
| SECTION | SEC 241,242 & 213. |
| NAME OF PARTIES | K MOHAMMED KANIYATTA & ANOTHER V/S MALABAR CONSTRUCTION MATERIALS PVT LTD & 4 OTHERS. |
| PETITIONERS ADVOCATE/ PROFESSIONAL | HARI KUMAR G NAIR, AKHIL SURESH, ATHUL M V. |
| RESPONDENTS ADVOCATE/ PROFESSIONAL | SOORI MB, BALAMURALI KP |

17 JUNE 2026

O R D E R

IA(C/ACT)/100/KOB/2026 in CP(C/ACT)/16/KOB/2023

Ld. Counsel Mr. Lal K. Joseph appears virtually on behalf of the Applicants. Learned Counsel Mr. Akhil Suresh appears on behalf of R2 and R3 through virtual mode. Proxy Counsel, appears on behalf of R4 through virtual mode.

Counsel for the applicants has placed on record the postal tracking report evidencing the service of notice to R5. As per the postal tracking report, notice had been duly served upon the addressee on 02.05.2026. Despite service of notice, none appeared on behalf of R5. It appears that R5 is not interested in pursuing this matter. As such, R5 is proceeded as **ex-parte**.

The reply affidavit of R2 & R3 is taken on record. Counsel for R4 submitted that he does not want to file any reply affidavit and he has no objection if this application may be allowed. This submission made across the Bar is recorded.

Counsel for the applicants submitted that he does not want to file any rejoinder to the reply affidavit of R2 & R3. This submission made across the Bar is recorded.

Counsel for the applicants sought adjournment to argue this matter. At his request, case is adjourned to **08.07.2026**.

IA(C/ACT)/158/KOB/2025 in CP(C/ACT)/16/KOB/2023

Case is adjourned along with the main CP to **08.07.2026**.

IA(C/ACT)/53/KOB/2025 in CP(C/ACT)/16/KOB/2023

Case is adjourned along with the main CP to **08.07.2026**.

IA(C/ACT)/205/KOB/2024 in CP(C/ACT)/16/KOB/2023

Case is adjourned along with the main CP to **08.07.2026**.

IA(C/ACT)/8/KOB/2024 in CP(C/ACT)/16/KOB/2023

Case is adjourned along with the main CP to **08.07.2026**.

CP(C/ACT)/16/KOB/2023 & 2ND AND 3RD REPORT OF THE ADMINISTRATOR DATED 26.07.2024 AND 23.11.2024 RESPECTIVELY

Ld. Counsel Mr. Akhil Suresh appears physically on behalf of the applicants through virtual mode. Ld. Counsel Mr. Lal K. Joseph appears virtually on behalf of R1 to R3.

Case is adjourned to **08.07.2026**.

Sd/-
RAVICHANDRAN RAMASAMY
MEMBER (TECHNICAL)

Sd/-
VINAY GOEL
MEMBER (JUDICIAL)