

NATIONAL COMPANY LAW APPELLATE TRIBUNAL
PRINCIPAL BENCH, NEW DELHI

Comp. App. (AT) (Ins) No. 1107 of 2023 & I.A. No. 3820, 3832, 3833 of
2023 & 4002 of 2025

IN THE MATTER OF:

New Okhla Industrial Development Authority **...Appellant**

Versus

Anand Sonbhadra & Ors. **...Respondents**

Present:

For Appellant : **Mr. Rachit Mittal, Mr. Parish Mishra, Mr. Shubham Sonthalia, Mr. Kanishk Raj, Ms. Srishti Agrawaal, Mr. Abhishek Sinha & Mr. Shivansh Bansal, Adv.**

For Respondents : **Mr. Abhishek Anand, Mr. Nipun Gautam, Mr. Karan Kohli & Ms. Palak Karla, for RP.**

Mr. Vivek Kumar, Mr. Akshay Srivastava & Ms. Raveena Paniker, Adv.

ORDER
(Hybrid Mode)

11.05.2026 Learned Counsel for the Resolution Professional submits that the appeal has been filed by the Greater Noida Industrial Development Authority, challenging the Resolution Plan apart from the other on the ground that the New Okhla Industrial Development Authority has not been treated as Secured Creditor in the Plan.

2. He further submits that having regard to the judgement passed by the Hon'ble Supreme Court passed in *Civil Appeal No. 7590- 7591 of 2023* in the case of ***Greater Noida Industrial Development Authority vs. Prabhjit Soni & Ors.***, the New Okhla Industrial Development Authority is to be treated as a Secured Creditor, however, a decision w.r.t. to that may not be taken by the Resolution Professional and ultimately, the matter is to be

placed before the COC/ Monitoring committee and he would place the matter before the COC/ Monitoring Committee in the light of the judgment passed by the Hon'ble Supreme Court in the case of **Prabhjit Soni (Supra)** and in all probability the New Okhla Industrial Development Authority may be treated as Secured Creditor.

3. He further submits that for aforesaid exercised i.e., for placing the matter before CoC/ Monitoring Committee and voting thereon would be require 15 days time.

4. It is further submitted that 15 days time be granted to the RP for competing the aforesaid exercise.

5. Learned Counsel for the New Okhla Industrial Development Authority has not raised any objection to the proposal made by the RP.

6. Keeping in view the submissions made by Learned Counsel for the RP we adjourn the appeal for the purpose of providing an opportunity to the RP to complete the aforesaid exercise.

7. List accordingly on **26.05.2026** in the first five cases of the cause list.

[Justice Mohammad Faiz Alam Khan]
Member (Judicial)

[Mr. Naresh Salecha]
Member (Technical)

Sim/mr