

**NATIONAL COMPANY LAW APPELLATE TRIBUNAL**  
**PRINCIPAL BENCH, NEW DELHI**

**Company Appeal (AT) (Insolvency) No. 1163 of 2026**

**IN THE MATTER OF:**

**Wardha Mega Food Park Private Limited**

Through its Director, Mr. Hasan Shafiq Address;

Batul, Plot No. 14, Queta Colony

Lakadganj, Nagpur, Maharashtra-440008

Email: [hasan.byagroinfra@gmail.com](mailto:hasan.byagroinfra@gmail.com),

[hasan@byagroinfra.com](mailto:hasan@byagroinfra.com)

**...Appellant**

**Versus**

**Jagdish Kumar**

**Liquidator,**

**M/s. B.Y Agro and Infra Limited**

Address: B-56, Wallfort City,

Bhatagaon Ring Road No. 1, Raipur-492001

Email: [rp.byagro@gmail.com](mailto:rp.byagro@gmail.com), [jkparulkar.ip@gmail.com](mailto:jkparulkar.ip@gmail.com)

**...Respondent**

**Present:**

**For Appellant : Mr. Sandeep Bajaj, Ms. Aakanksha Nehra, Ms. Sanjana Srivastava and Mr. Shubham Jaiswal, Advocates.**

**For Respondent : Mr. Bilal Ali and Mr. Varun Gupta, Advocates for R-1.**

**ORDER**  
**(Hybrid Mode)**

**06.07.2026:** This Appeal is preferred by the Corporate Debtor challenging the order of the Adjudicating Authority, vide which the Adjudicating Authority refused to take the reply of the Appellant on record as it was belatedly filed.

**2.** Learned Counsel for the Appellant submits that in the meantime, the main Petition filed under Section 7 has been heard and orders have been reserved. In the circumstances, the Learned Counsel for the Appellant submits that he may be permitted to withdraw the present Appeal with

liberty to take up the issue taken in this Appeal as an additional ground in any Appeal which Appellant may require to file in the eventuality of Section 7 Petition being allowed by the Adjudicating Authority.

**3.** Leave granted to withdraw the appeal and in the eventuality of the appellant requiring to file any appeal under Section 7 in circumstances indicated above it is permitted to raise the issue which it has raised in this Appeal.

With these observations, the Appeal is dismissed as withdrawn.

**[Justice N. Seshasayee]  
Member (Judicial)**

**[Barun Mitra]  
Member (Technical)**

*himanshu/md*