

NATIONAL COMPANY LAW APPELLATE TRIBUNAL
PRINCIPAL BENCH, NEW DELHI

Comp. App. (AT) (Ins) No. 739 of 2026

IN THE MATTER OF:

Sandeep Jain & Ors

...Appellant(s)

Versus

**IPE- Ducturus Resolution Professional Pvt. Ltd. &
Anr.**

...Respondent(s)

Present:

For Appellant : Mr. Arun Kathpalia, Sr. Adv. & Sr. Adv. Aparna Bhatt
with Abhishek Anand, Rajat Janeja, Sakshi Kapoor,
Tino Aneja, Adv.

For Respondents : Mr. Abhirup Dasgupta, Rahul Gupta, Rahul Dadhich,
V Tiwari, Pooja Mahajan, Sawar Mahjan, S. Reddy, Adv.
for R1

With

Comp. App. (AT) (Ins) No. 740 of 2026

IN THE MATTER OF:

Sandeep Jain & Ors.

...Appellant(s)

Versus

Ducturus Resolution Professional Pvt. Ltd.

...Respondent(s)

Present:

For Appellant : Mr. Arun Kathpalia, Sr. Adv. & Sr. Adv. Aparna Bhatt
with Abhishek Anand, Rajat Janeja, Sakshi Kapoor,
Tino Aneja, Adv.

For Respondents : Mr. Abhirup Dasgupta, Rahul Gupta, Rahul Dadhich,
V Tiwari, Pooja Mahajan, Sawar Mahjan, S. Reddy, Adv.
for R1

With

Comp. App. (AT) (Ins) No. 751 of 2026

IN THE MATTER OF:

Sandeep Jain & Ors

...Appellant(s)

Versus

IPE- Ducturus Resolution Professional Pvt. Ltd.

...Respondent(s)

Present:

For Appellant : Mr. Arun Kathpalia, Sr. Adv. & Sr. Adv. Aparna Bhatt
with Abhishek Anand, Rajat Janeja, Sakshi Kapoor,
Tino Aneja, Adv.

For Respondents : Mr. Abhirup Dasgupta, Rahul Gupta, Rahul Dadhich, V Tiwari, Pooja Mahajan, Sawar Mahjan, S. Reddy, Adv. for R1

O R D E R
(Hybrid Mode)

13.05.2026: **Comp. App. (AT) (Ins) No. 739 of 2026**

Ld. Counsel for the Appellant submits that by the impugned order passed under Section 43 and 44 of the Code, the Adjudicating Authority declared the transaction as a preferential transaction and issued direction to the Appellants No. 1 to 4, promoters of the CD to make contribution of Rs. 1.5 Cr. which was the amount of transaction. It is submitted that under Section 44 of the Code the amount can be asked to be reversed from the recipient of the amount whereas the amount admittedly was received by Respondent No. 5 to the application. Submissions needs scrutiny.

Issue notice. Mr. Abhirup Dasgupta, Adv. for Respondent No. 1 appears and accepts notice. Issue notice to Respondent No. 2. Let the reply be filed within three weeks. Rejoinder, if any, be filed within two weeks. List on 22nd July, 2026.

In the meantime, the Appellants No. 1 to 4 may not be asked to contribute the amount of Rs. 1.5 Cr. as directed by the impugned order.

**Comp. App. (AT) (Ins) No. 740 of 2026 & Comp. App. (AT) (Ins) No. 751
of 2026**

As prayed by the Respondent, list on 18th May, 2026.

[Justice Ashok Bhushan]
Chairperson

[Mr. Barun Mitra]
Member (Technical)

Sheetal/Manu