

NATIONAL COMPANY LAW TRIBUNAL KOCHI BENCH

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

PETITION No./IA No.	CP(IBC)/11/KOB/2026
SECTION	SEC.9 IBC
NAME OF PARTIES	MAKE INDIA IMPEX THROUGH ITS PROPRIETOR RAJESH TULSIDAS NAKHUA V/S RELITEAUR FOODS PVT LTD
PETITIONERS ADVOCATE/ PROFESSIONAL	DEVARAJAN RAMAN
RESPONDENTS ADVOCATE/ PROFESSIONAL	NANDAGOPAL R, ISHAN JOSHI

13 JULY 2026

O R D E R

CP(IBC)/11/KOB/2026

Ld. Counsel, Mr. Devarajan Raman, appears on behalf of the Petitioner through virtual mode. Ld. Counsel Mr. Dhanesh Desai appears on behalf of the respondent through virtual mode.

This matter was reserved for orders. However, at the stage of dictation, this Adjudicating Authority noticed certain inconsistencies and a lack of synchronisation in the pleadings contained in the Petition. On the one hand, the Petitioners have stated the date of default as 02.01.2024; on the other hand, they have failed to place on record any agreement between the parties setting out the terms and conditions that allegedly led to the default as disclosed in the Petition.

Before proceeding further, this Adjudicating Authority considers it appropriate to invoke the proviso to Section 9 of the Insolvency and Bankruptcy Code, 2016, and afford

(2)

an opportunity to the Petitioners to cure the aforesaid defects within a period of seven (7) days from the date of this Order. Failing such compliance, this Adjudicating Authority shall proceed to decide the matter on merits based on the materials available on record. In the event the Petitioners take steps to cure the defects, certainly, the Respondent shall have every right to file its counter or response to such steps taken by the Petitioners in accordance with law.

Accordingly, **CP(IBC)/11/KOB/2026** is de-reserved.

Case is adjourned to **21.07.2026**.

Sd/-
RAVICHANDRAN RAMASAMY
MEMBER (TECHNICAL)

Sd/-
VINAY GOEL
MEMBER (JUDICIAL)