

NATIONAL COMPANY LAW APPELLATE TRIBUNAL
PRINCIPAL BENCH, NEW DELHI

Comp. App. (AT) (Ins) No. 1655 of 2026

IN THE MATTER OF:

Tekram Yadav & Ors.

...Appellants

Versus

Ducturus Resolution Professional Pvt. Ltd. & Ors.

...Respondents

Present:

For Appellants

: Mr. Ramji Srinivasan Sr. Adv. with Mr. Akshit Pradhan, Ms. Shefali Munde, Mr. Divyansh Agrawal & Mr. Aryansh Tripathi, Advocates

For Respondents

: Mr. Abhijeet Sinha Sr. Adv. with Mr. Pranjit Bhattacharya, Ms. Nitya Prabhakar & Ms. Shambhavi Tripathi, Advocates for R-2 & 3
Ms. Srishti Juneja, Advocate for R-4
Mr. Abhirup Dasgupta, Mr. Rahul Gupta & Ms. Vagisha Tiwari, Mr. Rahul Dadhich & Ms. Surbhi Sachdeva, Advocates for R-1

O R D E R
(Hybrid Mode)

07.09.2026

Shri Ramji Srinivasan, Learned Senior Counsel appearing for the Appellant, has concluded his submissions. It is already past 4:00 PM, therefore, we cannot continue with the submissions and tomorrow one of the Learned Senior Counsel appearing for the Respondent, Shri Krishnendu Datta, is not available and it is requested by him that this appeal may be taken up as the first case on 09.09.2026.

It is further submitted by Shir K. Datta, relying on an order passed by this Appellate Tribunal in Comp. App. (AT) (Ins) No. 1470 of 2026 wherein the order of the Hon'ble Delhi High Court, dated 15.10.2025, has been quoted as order:

"CM APPL. 40555/2025 (for exemption)"

1. Allowed, subject to all just exceptions.
2. The application stands disposed of.

W.P.(C) 9653/2025 & CM APPL. 40553-54/2025

3. Respondents may file their affidavit in reply by 28.10.2025, to which 3. rejoinder, if any, may be filed by the petitioner by the next date of listing.

4. List on 15.11.2025.

5. In the meantime, we direct that the proceedings before the National Company Law Tribunal may go on, however, if before the next date of listing any final orders approving the resolution as proposed by the Resolution Professional, under Section 31 of the Insolvency and Bankruptcy Code [IBC] are passed, the same shall not be given effect to till the next date of listing.”

It is submitted that aforesaid order has been passed with regard to Resolution Plan impugned in instant appeal and further submitted that the aforesaid order has already been passed by the Hon’ble Delhi High Court, whereby it has been directed that the proceedings before the Learned Adjudicating Authority may go on, however, if, before the next date of listing, any final orders approving resolution plan as proposed by the Resolution Professional under Section 31 of the Code is passed, the same shall not be given effect to, till the next date of listing.

He further submits that the aforesaid petition is now coming up before the Hon’ble Delhi High Court on 29.09.2026, and aforesaid order is continue.

Having regard to the aforesaid facts and circumstances, we are of the considered opinion that the apprehension shown by the Appellant appear to have already been protected by the aforesaid order of Hon’ble Delhi High Court, in the writ petition filed by the Suspended Director of the CD.

In view of the aforesaid, list this appeal on **09.09.2026**, as the first case on the board for submissions of Learned Counsel for the Respondent.

[Justice Mohammad Faiz Alam Khan]
Member (Judicial)

[Naresh Salecha]
Member (Technical)

KS/MR