NATIONAL COMPANY LAW APPELLATE TRIBUNAL
PRINCIPAL BENCH, NEW DELHI

Comp. App. (AT) (Ins) No. 2084 of 2026

IN THE MATTER OF:

Yash Nandkishor Kamthe **...Appellant**

Versus

SREI Equipment Finance Ltd. & Anr. **...Respondents**

Present:

For Appellant : Mr. Abhijeet Sinha, Sr. Adv. along with Mr. Ramchandra Madan, Mr. Tushar Nigem & Mr. Himanshu Yadav.

For Respondents : Ms. Priyanka Vora & Mr. Kushagra Dash, for R-1.
Mr. Atul Bhatia, IRP.

O R D E R
(Hybrid Mode)

02.11.2026 We have heard Learned Senior Counsel Mr. Abhijeet Sinha appearing on behalf of the Appellant, Ms. Priyanka Vora, Learned Counsel for the Respondent No.1/ Financial Creditor as well as Mr. Atul Bhatia, Learned Counsel for the IRP and perused the record.

2. At the outset, Learned Counsel appearing for the Appellant submits that there is a strong probability that the dispute between the parties may be settled amicably and the dialogue between the parties is going on and in all probability within few days, the same may be materialised in any settlement. Therefore, some reasonable time be granted to the parties for the purpose of arriving at some settlement.

3. Learned Counsel appearing for the Financial Creditor/ Respondent No. 1 fairly submits that the parties are engaged in deliberations in order to

arrive at a settlement and she, under instructions, is not having any objection if the constitution of the CoC may be stayed by this Appellate Tribunal till the next date of listing.

4. Learned Counsel appearing for the IRP informs that apart from the Respondent No.1/ Financial Creditor one OC has filed the claims.

5. Having regard to the submissions made by Learned Counsel for the Parties and also having an eye on the fact that there is a strong possibility that the dispute between the parties may be settled in near future, we are of the considered view that it is a case where some interim order may be issued, in favour of the Appellant.

6. Having regard to the aforesaid facts and circumstances, it is provided that the constitution of the CoC shall remain stay till the next date of listing, however, the IRP shall be managed the CD as a going concern, with the help of Suspended Management.

7. Learned Counsel for the Appellant submits that this arrangement should be kept without prejudice to the defence and submissions which may be taken by the Appellant during the course of deliberations. We accordingly record that the aforesaid arrangement which has been made the consensus of the parties shall be without any prejudice to the argument or the submissions or defence which may be taken by the parties before this Appellate Tribunal.

8. List accordingly on **17.11.2026** under the same caption.

[Justice Mohammad Faiz Alam Khan]
Member (Judicial)

[Mr. Naresh Salecha]
Member (Technical)

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