

IN THE NATIONAL COMPANY LAW TRIBUNAL
DIVISION BENCH, COURT – 1, AHMEDABAD

ITEM No.104

C.P.(IB)/165(AHM)2026

Proceedings under Section 9 IBC

IN THE MATTER OF:

Reshma Ratnakar Kulkarni Proprietor of M/s SRS
Engineering & Healthcon Projects
V/s
Shree Additives (Pharma & Foods) Pvt. Ltd

.....Applicant

.....Respondent

Order delivered on: 13/07/2026

C O R A M:

MR. SHAMMI KHAN, HON'BLE MEMBER (J)
MR. SANJEEV SHARMA, HON'BLE MEMBER (T)

P R E S E N T:

For the Applicant/OC : Mr. Sidhant Somani, Adv. a. w.
: Mr. Sunil Bhavsar, Adv.
For the Respondent/CD : Mr. Kunal Vaishnav, Adv.

O R D E R
(Hybrid Mode)

Ld. Counsel for the Applicant/Operational Creditor submits that the reply served through e-mode contained illegible pages, namely pages 22 to 25 and 38 & 39. Owing to the illegibility of the said pages, the Applicant could not file its Rejoinder within the prescribed period and requested the Respondent to furnish a legible copy.

Ld. Counsel for the Respondent/Corporate Debtor refuted the submission and contended that a legible copy had already been served upon the Applicant through WhatsApp on 29.06.2026. Upon being called upon to substantiate the said contention, the Respondent's counsel produced the WhatsApp message on his mobile phone. On perusal thereof, this Bench found that pages 22 to 25 and 38 & 39 were not legible, as was also demonstrated by the Applicant through screen sharing.

The conduct of the Respondent's counsel in asserting that a legible copy had been served, despite the contrary being evident from the record, is deprecated.

Accordingly, the Respondent/Corporate Debtor is directed to serve a complete and legible copy of its reply, as uploaded on the DMS Portal, upon the Applicant within 24 hours and upload proof of service. Thereafter, the Applicant/Operational Creditor shall be at liberty to file its Rejoinder, if any, within ten days from the date of such service.

List the matter for further consideration on 27.07.2026.

Sd/-

SANJEEV SHARMA
MEMBER (TECHNICAL)

Sd/-

SHAMMI KHAN
MEMBER (JUDICIAL)