

**NATIONAL COMPANY LAW APPELLATE TRIBUNAL,
PRINCIPAL BENCH, NEW DELHI**

**I.A. No. 7691, 7692 of 2026
IN
Comp. App. (AT) (Ins.) No. 419 & 420 of 2026**

In the matter of:

State Bank of India and Ors.

....Appellants

Vs.

Manoj Kumar Das & Ors.

...Respondents

For Appellants Ms. Rouita Bhattacharya Bector, Advocate

For Respondents Mr. Sunil Sernandes, Sr. Advocate with Mr. Raghav Chadha, Mr. Dhiraj Kumar Totala, Mr. Nishant Upadhyay, Ms. Vasudha Jain, Mr. Mayank Jain, Ms. Idhika Aggarwal, Mr. Kailash Ram, Advocates for Liquidator

**I.A. No. 5912 of 2026
IN
Comp. App. (AT) (Ins.) No. 440 of 2026**

In the matter of:

Sanjeev Chaddha & Ors.

....Appellants

Vs.

State Bank of India & Ors.

...Respondents

For Appellants

For Respondents

ORDER

(Hybrid Mode)

28.10.2026: IA Nos. 7691 & 7692 of 2026 are filed by the Appellant. At this stage, Ld. Senior Counsel for the liquidator has also pointed out he has also filed an IA No. 5912 of 2026 seeking similar relief in Company Appeal (AT) (Insolvency) No. 440 of 2026 in which the notice was issued for 01.09.2026. A reference is made to an order dated 30.06.2026 of this Tribunal wherein it was

directed the amount of the Provident Fund and Gratuity dues to the workmen and employees in full, *has to be excluded from the liquidation estate* under Section 36(4)(a)(iii) of the IBC, 2016 and are not required to be distributed through the waterfall mechanism under Section 53(1)(b) of the Code. However, it is submitted by the Ld. Senior Counsel for the Liquidator there are other Appeals *viz.* Company Appeal (AT) (Insolvency) No.375 of 2026; 419 & 420 of 2026 as well as 522 and 523 of 2026 and 717 of 2026 in which certain orders are passed *viz. no distribution of the amount shall take place without leave of the Court.* It is submitted by the Ld. Senior Counsel for the liquidator it would be appropriate the parties who have filed these appeals aforesaid be also given notice so the necessary orders be passed in their presence.

2. Let court notice be issued to the Appellants in the Company Appeals aforesaid in IA No.5912 of 2026 as well as notice be issued to the liquidator in I.A. No. 7691, 7692 of 2026 for the next date of hearing.

3. Learned Counsel for the liquidator is present in IA No.7691 & 7692 of 2026 and accepts the notice.

4. List the matters on 06.11.2026 in supplementary list.

**[Justice Yogesh Khanna]
Officiating Chairperson**

**[Barun Mitra]
Member (Technical)**

Anjali/md