

ITEM NO.18

COURT NO.2

SECTION XVII

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

CIVIL APPEAL Diary No(s). 47268/2023

(Arising out of impugned final judgment and order dated 06-10-2023 in CAAT(I) No. 889/2023 passed by the National Company Law Appellate Tribunal)

RAKESH ARORA & ANR.

Appellant(s)

VERSUS

M/S SARE GURUGRAM PVT LTD & ORS.

Respondent(s)

(FOR ADMISSION and IA No.267296/2023-STAY APPLICATION and IA No.267297/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)

Date : 22-01-2024 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJIV KHANNA
HON'BLE MR. JUSTICE DIPANKAR DATTA

For Appellant(s) Ms. Priyanjali Singh, AOR

For Respondent(s) Mr. Niraj Kishan Kaul, Sr. Adv.
Mr. Ajay Bhargava, Adv.
Mrs. Vanita Bhargava, Adv.
Ms. Wamika Trehan, Adv.
Mr. Mohit Kishore, Adv.
Ms. Raddhika Khanna Tandan, Adv.
Mr. Siddhant Kumar, Adv.
Mr. Toshiv Goyal, Adv.
Mr. Ritwik Mahapatra, Adv.
M/S. Khaitan & Co., AOR

UPON hearing the counsel, the Court made the following
O R D E R

Delay condoned.

Issue notice and tag with Civil Appeal No.7943 of 2023 titled
"Mithilesh Devi & Ors. vs. Asset Care and Reconstruction

Enterprises Ltd. & Ors."

Notice will be served by all modes, including *dasti*.

In the meanwhile, interim order dated 11.12.2023 passed in Civil Appeal No.7943 of 2023 will operate in the present case. Accordingly, third-party rights will not be created with respect to persons who have made payments for the flats or are in possession of the apartments. Further, the flat buyers in possession will not be dispossessed.

**(BABITA PANDEY)
COURT MASTER (SH)**

**(R.S. NARAYANAN)
ASSISTANT REGISTRAR**