

SPECIAL BENCH

**IN THE NATIONAL COMPANY LAW TRIBUNAL
KOLKATA BENCH, KOLKATA**

**IA(IB) No. 660/KB/2020
In CP(IB) No. 182/KB/2017**

An Application u/s. 60(5) read with Sections 35(1)(d) & (n) of the Insolvency & Bankruptcy Code, 2016 read with Rule 11 of the NCLT Rules, 2016 along with the Insolvency and Bankruptcy Board of India (Liquidation Process) Regulations, 2016.

In the Matter of:

M/s. Gujarat NRE Coke Limited (In Liquidation) represented by the Liquidator, Mr. Sumit Binani.

...Applicant

Counsel appeared through Video Conference:

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| 1. | Mr. Krishnaraj Thaker, Advocate |] For the Applicant (Liquidator) |
| 2. | Mr. Ujjaini Chatterjee , Advocate |] |
| 3. | Mr. Sumit Binani, Liquidator |] Self |

**Coram: Shri Madan B Gosavi, Hon'ble Member (Judicial)
Shri Harish Chander Suri, Hon'ble Member (Technical)**

ORDER

Date of Order: 02/09/2020

1. Ld. Liquidator with his Counsel appeared. Ld. Counsel for the Liquidator submits that Liquidator has filed this application u/s. Sections 35(1)(d) & (n) of the Insolvency & Bankruptcy

Code, 2016 read with Rule 11 of the NCLT Rules, 2016 praying for directions upon the local police administration within whose jurisdiction the Office/Units of the Corporate Debtor are situated at Kolkata, Bachchau (Gujarat), Khambalia (Gujarat), Jamnagar (Gujarat) and Dharwad (Karnataka) for necessary assistance in the event of any breach of law and order occurred and to protect the property of the Corporate Debtor. The Liquidator anticipates that there may be unrest if partial lock out is declared in its three units due to paucity of funds to pay the workers/employees. Ld. RP submits that steps will be taken according to the decision of the Monitoring Committee.

2. Heard the Ld. Counsel for the Liquidator as well as the Ld. Liquidator. Let the representative of employees/workers be issued Notice for the next date, for being heard in this respect. In the meantime, we are directing the Commissioner of Police, Kolkata / the Superintendent of Police within whose jurisdiction the Office/Units of the Corporate Debtor are situated to give protection to the Liquidator, as and when he needs the same.

3. Matter to appear for further consideration on 25/09/2020.

4. The Registry is directed to send e-mail copies of the order forthwith to all the parties inclusive of the Counsel.

(Harish Chander Suri)
Member (Technical)

(Madan B. Gosavi)
Member (Judicial)

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