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**NATIONAL COMPANY LAW TRIBUNAL  
KOLKATA BENCH  
KOLKATA**

C.P.(IB)No. 182/KB/2017  
CA(IB)No.1305/KB/2019  
CA(IB)No1828/KB/2019  
**CA(CAA)No20/KB/2019**

Present: 1. Hon'ble Member (J), Shri M.B. Gosavi.

2. Hon'ble Member (T), Shri Virendra Kumar Gupta

**ATTENDANCE-CUM-ORDER SHEET OF THE HEARING ON 6<sup>th</sup> January, 2020, At 10:30 A.M**

Name of the Company		Gujarat NRE Coke Ltd.(In Liquidation)	
Under Section		10 IBC	
Sl. No.	Name & Designation of Authorized Representative (IN CAPITAL LETTERS)	Appearing on behalf of	Signature with date

1	Sumit Binani	Corporate Debtor	Sumit Binani 6/1/2020.
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MAULIK NANAVATI  
BARNIK GHOSH  
Advocate

As State Tax  
Officer (1)  
Gujarat

B. Ghosh  
6/1/20

**ORDER**

Ld. Liquidator appeared. Ld. Counsel for State Tax Officer (1), Gujarat appeared.

**CA(CAA)No.20/KB/2019** and **CA(IB)No.1305/KB/2019** are taken up for hearing. CA(CAA)No.20/KB/2019 is an application for Scheme under Section 230-232 of the Companies Act, 2013 filed by some of the shareholders of the Corporate Debtor through the Liquidator as per directions of Hon'ble NCLAT. We have heard Ld. Liquidator. We have gone through the proposed Scheme. It is brought to our notice that Scheme is required to be amended. We feel it necessary to carry amendments in the Scheme before it should go for consent of the creditors and other shareholders. Hence, we allow the prayer of amendment. Liquidator to amend the Scheme suitably.

P.T.O

We appoint **Mr. Kamal Prakash Singh, CA** having contact no. 9051911377 and mail ID – [kamalprakashco@gmail.com](mailto:kamalprakashco@gmail.com) Chairperson to hold meeting of the creditors and other shareholders and all stakeholders of the Corporate Debtor by giving public notice, fixing date, venue and agenda of the meeting in advance within 30 days. The Chairperson may appoint any other professional to assist him in the task. The Petitioner to pay a sum of Rs. 1,50,000/- (Rupees One Lakh Fifty Thousand Only) to the Chairperson as his fees and Rs. 50,000/- (Rupees Fifty Thousand Only) to his assistant and also incur other expenses.

We direct the Petitioners i.e. the Shareholders to bear the cost.

**CA(IB)NO.1828/KB/2019** is filed by the Liquidator for extension of time of liquidation. We are considering the Scheme under Section 230-232 of the Companies Act, 2013 and hence period of liquidation stands extended. The Liquidator to proceed with liquidation. This application is kept pending till disposition of the proceeding relating to the Scheme.

The Liquidator/Chairperson to bring to the notice of all the stakeholders that some of the properties of the Corporate Debtor holding are lease hold lands, may not be considered as the assets of the Corporate Debtor.

All the CAs along with the CP to come up next on **02.03.2020**.



Virendra Kumar Gupta  
Member (Technical)



Madan B. Gosavi  
Member (Judicial)