

**IN THE NATIONAL COMPANY LAW TRIBUNAL: NEW DELHI**  
**PRINCIPAL BENCH**

**ITEM No. 125**  
**(IB)-1367(PB)/2018**

**IN THE MATTER OF:**

ICICI Bank Ltd	...	Applicant/Petitioner
Vs		
C& C Construction Ltd	...	Respondent

**Order under Section 7 of Insolvency & Bankruptcy Code, 2016, CIRP.**

**Order delivered on 25.07.2022**

**CORAM:**

**JUSTICE RAMALINGAM SUDHAKAR**  
**HON'BLE PRESIDENT**

**SH. AVINASH KUMAR SRIVASTAVA**  
**HON'BLE MEMBER (TECHNICAL)**

**PRESENT:**

For the Applicant	:	Mr. Debarshi Bhadra, Advocate for EPIL MR. Srijan Sinha, Mr. Himanshu Chaubey, MR. Parul Dhurvey, Mr. Naveen Soni, Advs. Mr. PBA Srinivasan, Mr. V. Aravind, Prerana Sabharwal Parth Tandon Advs. Counsel for the CoC Samdarshi Sanjay, Counsel for Applicants in I A No. 2691 of 2019 and I A No. 1530 of 2022 I.A No. 1653/2022 Varun Singh Adv
For Respondent	:	Mr. Anirudh Gotety, Adv. in CA 2179/2019 Mr. Sanjay Bhatt, Ms. Ruchi Goyal, Adv. Mr. Apoorv Agarwal, Mr. Abhshek Kumar Jaiswal for Promoters. CA 1960/2019 Mr. Rajesh Gupta & Anubhav Mehrotra
For the RP	:	Mr. Vivek Sibal, Sr. Adv. Mr. Pulkit Deora, Mr. Arnav Vidyarthi with Mr. Navneet Kumar Gupta, RP in Person

**ORDER**

**IA-2235/2021 & IA-2164/2022**

Heard, Order reserved.

**IA-5651/2020**

This is an application under Section 60(5) of IBC, 2016 R/w  
Rule 11 and 16(d) of NCLT Rules, 2016 seeking following reliefs:

As

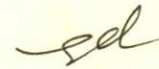
- “a. Transfer CP (IB) No. 105/Chd/Hry/2019, titled as Kussum Chaddha Ahuja & Anr. v. C & C Towers Ltd., as pending before Ld. National Company Law Tribunal, Chandigarh Bench, to this Hon’ble Bench.*
- b. Consolidation of the Corporate Insolvency Resolution Process of M/s C&C Constructions Ltd. and M/s C&C Towers Ltd.*
- c. In the interim, stay the Corporate Insolvency Resolution Process of M/s C&C Constructions Ltd and M/s C&C Towers Ltd., during the pendency of the present Application.*
- d. Pass such other orders as it may deem appropriate.”*

This application cannot be entertained in this petition as the claim of this applicant is a part and parcel of CP (IB) No. 105/Chd/Hry/2019, which is pending before the NCLT, Chandigarh.

Any right or interest of this applicant to be agitated pending before the NCLT, Chandigarh in the proceedings of that Company Petition and not by way of an application in the present Company petition.

Accordingly, IA-5651/2020 stands **dismissed**.

Pleadings be completed in all other application which may be listed on 20.09.2022.



**(RAMALINGAM SUDHAKAR)  
PRESIDENT**



**(AVINASH KUMAR SRIVASTAVA)  
MEMBER (TECHNICAL)**