

**NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI**  
**Company Appeal (AT) (Insolvency) No. 1056 of 2019**

**IN THE MATTER OF:**

**Rajesh Goyal**

**...Appellant**

**Vs**

**Babita Gupta & Ors.**

**....Respondents**

**Present:**

**For Appellant: Mr. Sunil Kumar, Sr. Advocate with Mr. Sandeep Bhuraria, Mr. Aman Anand and Mr. Parth Kaushik, Advocates.**

**For Respondents: Mr. Sudeep Shrolriya, Mr. Prakhar Singh and Mr. Govind, Advocates for R-1, 2 and 3.**

**Mr. Rishabh Jain, Advocate for IRP.**

**Mr. Rajiv Ranjan, Sr. Advocate with Ms. Aliya Durafshan and Mr. Kumar Shivam, Advocates.**

**Mr. Vishal Dhamija, Mr. Rudreshwar Singh, Mr. Gautam Singh, Ms. Isha and Mr. Aditya, Advocates for I.A. Applicant.**

**Mr. Amandeep Singh, Advocate for RG Home Buyer Association.**

**Mr. Jaswant Mann, Advocate**

**Mr. Praful Jindal, Advocate for Homebuyers.**

**Mr. Rajbir Singh, Advocate for Former Employees.**

**ORDER**

**19.11.2019:** Mr. Rishabh Jain, Advocate appears on behalf of the Interim Resolution Professional. He submits that he has received claims of about 25 Allottees who have asked for refund of amount and about 550 Allottees want completion of the project. There are about 305 allottees who have filed claim but have not made clear, whether they want refund or completion of project.

In the circumstance, we allow the Interim Resolution Professional to collate claims of allottees and other creditors, if filed within a week for refund or completion of the project or other purpose and give the details to the Appellant/ Promoters. Based on such data relating to refund of amount or completion of project, the Appellant may file the Terms of Settlement in respect to two sides of Claimant/allottees including those who want refund of the amount (may be Principal Amount) and the allottees who wants completion of the project.

We have noticed submission made on behalf of the Appellant that the project can be completed within 180/210 days.

Post the appeal 'for orders' on **9<sup>th</sup> December, 2019.**

The interim stay order dated 16<sup>th</sup> October, 2019 relating to constitution of Committee of Creditors shall continue till next date.

[Justice S. J. Mukhopadhaya]  
Chairperson

[Justice Bansi Lal Bhat]  
Member (Judicial)

[Justice Venugopal M.]  
Member (Judicial)