IN THE NATIONAL COMPANY LAW TRIBUNAL: NEW DELHI
PRINCIPAL BENCH

ITEM No. 112
(IB)-1082(PB)/2018

IN THE MATTER OF:

Kiran Malhotra	....	Applicant/petitioner
Vs.		
Alchemist Township India Ltd	....	Respondent

Order under Section 7 of Insolvency & Bankruptcy Code, 2016
Order delivered on 27.07.2021

CORAM:
SH. BHASKARA PANTULA MOHAN,
HON'BLE ACTG. PRESIDENT

SH. HEMANT KUMAR SARANGI
HON'BLE MEMBER (TECHNICAL)

PRESENT:

For the Applicant	Alok Dhir, Varsha Banerjee, Palash Singhai, Stuti Vatsa, Adv for RP
For the respondent	Directorate of Enforcement: Mr. Zoheb Hossain, Special Counsel for ED in IA No. 1398 of 2021

ORDER

IA-1398/2021:-

This is an application filed by the RP under Section 19(2) of the Code, seeking to have the copies of the documents which are seized by the PMLA Authorities under search and seizure operation. The contention of the RP is that they are very relevant for the purpose of CIRP and the same can be provided to them at the earliest point of time, whereas the counsel for the PMLA Authorities represents that voluminous record are available with them and the same is produced before the Special Judge as part of its evidence and it is a very big scam running into crores of rupees. Further they submit the investigation is still on and if at all

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the RP is really interested in taking the copies, an application under Section 8 of the PMLA Act can be made before the Special Judge for PMLA and the same can be obtained. Counsel for the RP further submits that if at all this court directs the RP to file a necessary application before the PMLA Special Judge, the same can be made. There is no permission required for the RP to approach the relevant authorities or any court of law for obtaining certified copies of the documents, it is well within his purview of duties and hence special permission is not required.

The RP is directed to make any application to the relevant authorities for the copies of the documents as required for the CIRP purposes.

Application stands disposed of.

— sd —

(BHASKARA PANTULA MOHAN)
ACTG. PRESIDENT

— sd —

(HEMANT KUMAR SARANGI)
MEMBER (TECHNICAL)

27.07.2021
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