

W.P.No.1926 of 2020  
and W.M.P.No.2253 of 2020

M.SATHYANARAYANAN, J.,  
and  
R.HEMALATHA, J.,

[Order of the Court was made by M.SATHYANARAYANAN, J.,]

This Court, in continuation and conjunction with the earlier order dated 27.01.2020, is passing the following order :

2. Learned Senior Counsel appearing on behalf of the petitioner would submit that this Court, having satisfied that a *prima facie* case has been made out to entertain the writ petition, despite the availability of alternative remedy, had recorded the reasons for doing so and in the light of the fact that despite entertainment of the writ petition, for want of interim orders, the Interim Resolution Professional (IRP) is proceeding further, prays for stay of all further proceedings pursuant to the impugned order.

3. This Court, after considering the arguments advanced by the learned Senior Counsel for the petitioner and on going through the materials, especially the fact that the impugned order came to be pronounced on 20.01.2020, by Mr.B.S.V.Prakash Kumar, sitting at National Company Law Tribunal (NCLB), Chennai Bench, though on that date, he was allotted to sit at the Principal Seat of NCLT, New Delhi, as the Acting President and there was no regular cause list for pronouncing the order on that date at Chennai Bench and it also appears that the cause list pertains to pronouncement of the orders came into being only after the pronouncement of the orders, is of the view that a *prima facie* case has been made out for grant of interim orders.

M.SATHYANARAYANAN, J.,  
and  
R.HEMALATHA, J.,

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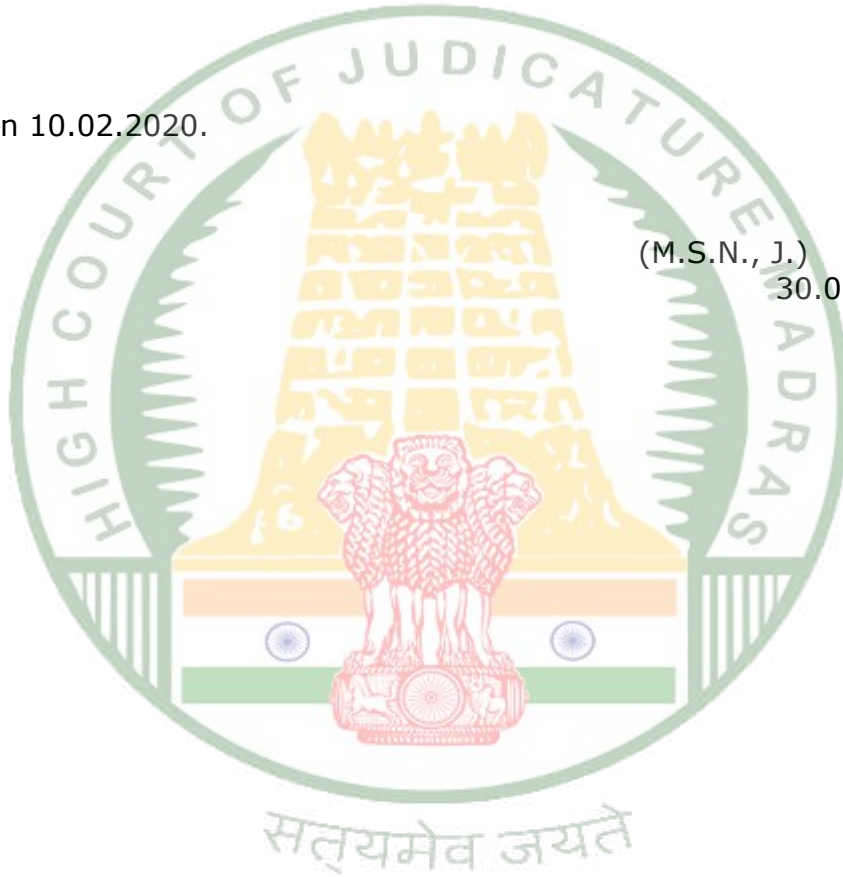
4. In the light of the submission that the IRP is in the stage of taking possession of the Distillery Unit, no further proceedings shall go on in pursuance of the impugned order till 10.02.2020.

5. Post on 10.02.2020.

(M.S.N., J.) (R.H., J.)  
30.01.2020

gg

Internet:Yes



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