

(2024) 03 NCLT CK 0048

National Company Law Tribunal, Mumbai Bench Court VI

Case No: C.P. (IB)/1125(MB)2023

Inox Wind Limited

APPELLANT

Vs

Barkat Cranes & Equipments
Private Limited

RESPONDENT

Date of Decision: March 14, 2024

Hon'ble Judges: K. R. Saji Kumar, Member (J); Sanjiv Dutt, Member (T)

Bench: Division Bench

Advocate: Yash Wardhan Tiwari, Avinash Joshi

Final Decision: Disposed Of

Judgement

1. Counsel for OC and CD jointly tendered the Settlement Agreement between the parties and submit that the matter is settled and the C.P. may be allowed to be withdrawn.
2. Having considered the Settlement Agreement and heard both the Counsel for OC and CD, the C.P. is allowed to be withdrawn with liberty to the OC to revive the C.P. by filing an affidavit, in the event of failure of any of the conditions as set out in the settlement agreement, more particularly, Paragraphs 1 and 3 as to the payment of the default amount.
3. The CD will also have liberty to raise the matter in the event of violation of the terms of the Settlement Agreement. **The main C.P. is disposed of as withdrawn.**