

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

**ITEM No. 129**  
**(IB)-1397(PB)/2019**

**IN THE MATTER OF:**

Diamond Traexim Pvt. Ltd.  
v.

.... Applicant/petitioner

Indirapuram Habitat Centre Pvt. Ltd.

.... Respondent

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

**Order delivered on 06.11.2019**

**Coram:**

**CHIEF JUSTICE (RTD.) M. M. KUMAR**  
**HON'BLE PRESIDENT**

**SH. S. K. MOHAPATRA**  
**HON'BLE MEMBER (TECHNICAL)**

**PRESENTS:**

For the CoC  
For the Financial Creditor

Mr. Kanti Mohan Rustagi & Mr. Arpit Arora, Advs.  
Mr. Abhishek Anand, Mr. Sumit Binal & Mr. Mohak  
Sharma, Advs.

**ORDER**

**CA-1740(PB)/2019**

The prayer made in this application to recall the admission order dated 22.08.2019 admitting the CP. No. (IB)-1397(PB)/2019. The application is not maintainable as there is no provision of review provided under the Insolvency & Bankruptcy Code. However, the remedy of appeal under Section 61 has been provided and the same may be availed if so advised.

Mr. Anand, Ld. Counsel for the petitioner-financial creditor has pointed out that one of the shareholders namely Victory Apartment Pvt. Ltd. has already filed an appeal being Company Appeal (AT) (Insolvency) No. 1029 of 2019 and the same is pending for 14.11.2019.

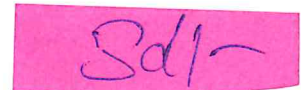


As a sequel to the above discussion the application is dismissed as not maintainable.

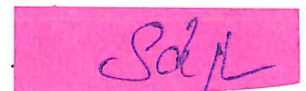
**CA-2398(PB)/2019**

This is an application for replacing the earlier IRP-Mr. Pawan Kumar Goyal with new RP-Mr. Narender Kumar Sharma. The CoC in its second meeting held on 21.10.2019 has passed the Resolution to that effect by 91.126% voting share. Accordingly, we accept the recommendation of the CoC and appoint Mr. Narender Kumar Sharma as Resolution Professional to conduct further Corporate Insolvency Resolution Process in accordance with law. The earlier IRP Mr. Pawan Kumar Gupta is present and states that some fee payable to him for functioning as IRP is outstanding. The CoC shall pay the fee of the earlier IRP within two weeks.

CA-2398(PB)/2019(PB)/2019.



**(M.M.KUMAR)  
PRESIDENT**



**(S. K. MOHAPATRA)  
MEMBER (TECHNICAL)**