

**IN THE NATIONAL COMPANY LAW TRIBUNAL**  
**NEW DELHI BENCH (COURT – II)**

**Item No. 306**  
**IB-263/ND/2023**  
**New IA- 2508/2024**

**IN THE MATTER OF:**

**Aar Kay Industries (Prop. Indian Securities Ltd.)** ... **Appellant/Petitioner**

**Versus**

**Jatalia Global Venture Ltd.** ... **Respondent**

**Under Section: 7 of IBC, 2016**

**Order delivered on 04.06.2024**

**CORAM:**

**SH. ASHOK KUMAR BHARDWAJ**  
**HON'BLE MEMBER (J)**

**SH. SUBRATA KUMAR DASH**  
**HON'BLE MEMBER (T)**

**PRESENT:**

**For the Appellant** :

**For the Respondent** :

**For the IRP** : Adv. Tanveer Ilahi\_IRP in IA -2508/2024

**Hearing Through: VC and Physical (Hybrid) Mode**

**ORDER**

**IA-2508/2024:** For the reasons stated therein, **the application is allowed** and the appointment of IRP is kept on record, subject to all just exceptions.

**Sd/-**

**(SUBRATA KUMAR DASH)**  
**MEMBER (T)**

**Sd/-**

**(ASHOK KUMAR BHARDWAJ)**  
**MEMBER (J)**

**BEFORE THE HON'BLE NATIONAL COMPANY LAW TRIBUNAL**  
**NEW DELHI BENCH (COURT-II)**  
**INTERLOCUTARY APPLICATION (IA) No. \_\_\_\_\_/2024**  
**CONNECTED IN**  
**COMPANY PETITION NO. (IB)-263/ND/2023**

**IN THE MATTER OF:**

**TANVEER ILAHI**

**COMMITTEE OF CREDITORS OF**

**JATALIA GLOBAL VENTURES LIMITED**

.....**APPLICANT**

**IN THE DECIDED MATTER OF**

AAR KAY INDUSTRIES (PROP. INDIAN SECURITIES LTD)

..... Financial Creditor

Versus

JATALIA GLOBAL VENTURES LTD.

..... CORPORATE DEBTOR

**APPLICATION BY INTERIEM RESOLUTION PROFESSIONAL OF  
JATALIA GLOBAL VENTURES LIMITED UNDER SECTION 22(3)(b) OF  
THE INSOLVENCY AND BANKRUPTCY CODE, 2016 FOR  
CONFIRMATION OF THE APPOINTMENT OF RESOLUTION  
PROFESSIONAL IN PLACE OF INTERIM RESOLUTION  
PROFESSIONAL**

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*Tanveer*

**Tanveer Ilahi**

Interim Resolution Professional  
Committee of creditors of

Jatalia Global Ventures Limited (Under CIRP)

IBBI Reg. No.: IBI/IPA-001/IP-P-02553/2021-2022/13874

AFA Valid upto 08.10.2024

Address: D-158/AT. No. IV/145, Jaitpur Extn- II  
Badarpur Near Rampali Public School

New Delhi-110044

Date: 11.05.2024

Place: New Delhi

**BEFORE THE HON'BLE NATIONAL COMPANY LAW TRIBUNAL  
NEW DELHI BENCH (COURT-II)  
INTERLOCUTORY APPLICATION (IA) No. \_\_\_\_\_/2024  
CONNECTED IN  
COMPANY PETITION NO. (IB)-263/ND/2023**

**IN THE MATTER OF:**

**TANVEER ILAHI  
COMMITTEE OF CREDITORS OF  
JATALIA GLOBAL VENTURES LIMITED**

.....**APPLICANT**

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AAR KAY INDUSTRIES (PROP. INDIAN SECURITIES LTD)

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CONFIRMATION OF THE APPOINTMENT OF RESOLUTION  
PROFESSIONAL IN PLACE OF INTERIM RESOLUTION  
PROFESSIONAL**

**MEMO OF PARTIES**

**Tanveer Ilahi**

Interim Resolution Professional  
Committee of creditors of  
Jatalia Global Ventures Limited (Under CIRP)  
IBBI Reg. No.: IBI/IPA-001/IP-P-02553/2021-2022/13874  
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New Delhi-110044

*Tanveer*

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Email: [ip.tanveerilahi@gmail.com](mailto:ip.tanveerilahi@gmail.com); [cirp.jataliaventures@outlook.com](mailto:cirp.jataliaventures@outlook.com)

**(Applicant/Financial Creditor)**

*Tanveer*

**Tanveer Ilahi**

Interim Resolution Professional

Committee of creditors of

Jatalia Global Ventures Limited (Under CIRP)

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CONNECTED IN  
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**IN THE MATTER OF:**

**TANVEER ILAHI**

**INTERIM RESOLUTION PROFESSIONAL**

**JATALIA GLOBAL VENTURES LIMITED**

.....**APPLICANT**

**IN THE DECIDED MATTER OF**

AAR KAY INDUSTRIES (PROP. INDIAN SECURITIES LTD)

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JATALIA GLOBAL VENTURES LIMITED UNDER SECTION 22(3)(b) OF  
THE INSOLVENCY AND BANKRUPTCY CODE, 2016 FOR  
CONFIRMATION OF THE APPOINTMENT OF RESOLUTION  
PROFESSIONAL IN PLACE OF INTERIM RESOLUTION  
PROFESSIONAL**

**SYNOPSIS**

1. That this Instant Interlocutory Application is filed by the interim Resolution Professional of Jatalia Global Ventures under Section 22(3)(b) for confirmation of this Hon'ble Tribunal regarding appointment of Mohd Nazim Khan as Resolution Professional having IBBI Regn No. IBBI/IPA-002/IP-N0076/2017-18/10207 in replacement of Mr. Tanveer Ilahi, existing Interim Resolution Professional having IBBI Regn No. IBI/IPA-001/IP-P-02553/2021-2022/13874.

*Tanveer*

2. That the Corporate Insolvency Resolution Process (CIRP) under Section 7 of Insolvency and Bankruptcy Code, 2016 against M/s Jatalia Global Ventures Limited (hereinafter referred to as "Corporate Debtor") was commenced vide order dated 7<sup>th</sup> March 2024 (Order was received on 02.04.2024) passed by the Hon'ble National Company Law Tribunal, New Delhi Bench II, New Delhi (hereinafter referred to as "Hon'ble NCLT") in CP No. (IB)-263/ND/2023 and appointed Mr. Tanveer Ilahi as Interim Resolution Professional (IRP) and directed to take all actions as required in terms of provisions of the Code.

Copy of Order dated 07.03.2024 passed by this Hon'ble Tribunal is annexed herewith and marked as **Annexure-1**.

3. That Interim Resolution Professional has shown his unwilling to act as Resolution professional and the name of the Mohd Nazim Khan vide IBBI Regn No. IBBI/IPA-002/IP-N0076/2017-18/10207 was proposed to act as Resolution Professional in the place of himself put in the first COC meeting of Jatalia Global Ventures Ltd.

Copy of consent of Mohd Nazim as RP along with valid AFA is annexed herewith and marked as **Annexure-2 (Colly)**.

4. That the IRP issued the notice of first COC meeting held on 02.05.2024 vide email dated 27.04.2024.
5. That the IRP convened the First Meeting of Committee of Creditors on 02.05.2024 and apprised the COC members that the Tanveer Ilahi, existing IRP is unwilling to act as the RP of Jatalia Global Ventures Ltd. and proposed the name of Mohd Nazim Khan vide Regn No. IBBI/IPA-002/IP-N0076/2017-18/10207 to act as RP and shared his consent form in Form AA.

Relevant extracts of Agenda Item No 13 of the minutes of the First COC meeting held on 02.05.2024 are as under:

**“Appointment of resolution professional**

*The Chairman reproduced the provisions of Section 22(2) of IBC, 2016 as under:*

**(2) The committee of creditors, may, in the first meeting, by a majority vote of not less than sixty-six per cent. of the voting share of the financial creditors, either resolve to appoint the interim resolution professional as a resolution professional or to replace the interim resolution professional by another resolution professional.**

**(3) Where the committee of creditors resolves under subsection (2)-**

**(a) to continue the interim resolution professional as resolution professional [subject to a written consent from the interim resolution professional in the specified form], it shall communicate its decision to the interim resolution professional, the corporate debtor and the Adjudicating Authority; or**

**(b) to replace the interim resolution professional, it shall file an application before the Adjudicating Authority for the appointment of the proposed resolution professional [along with a written consent from the proposed resolution professional in the specified form].**

*The Chairman further reiterates the COC as mentioned in Item No 12 that as per Regulation 34B of IBBI (CIRP) Regulations, 2016, the COC may fix the remuneration of Resolution Professional, which shall constitute Corporate Insolvency Resolution Process costs.*

*The Chairman further submitted that existing IRP has shown his unwillingness to act as RP. Thereafter, the name of Mohd Nazim Khan having IBBI Registration No. IBBI/IPA-002/IP-N00076/2017-18/10207 as Resolution Professional was proposed and his*



consent to act as the Resolution Professional was already annexed with the notice.

Finally, after detailed discussion, the Chairman proposed the following resolution for consideration by the COC and thereafter, the following resolution was proposed to be put for voting by Show of hand.

**“RESOLUTION 06:**

**“RESOLVED THAT** pursuant to Section 22(2) of Insolvency and Bankruptcy Code, 2016, appointment of Mohd Nazim Khan, having IBBI Registration No. IBBI/IPA-002/IP-N00076/2017-18/10207 as Resolution Professional be and is hereby approved by the members of Committee of Creditors of Jatalia Global Ventures Limited (Under CIRP) at remuneration of Rs. 100,000 (Rupees One Lakh only) per month plus applicable taxes as well as expenses at actual basis.

**RESOLVED FURTHER THAT** the Interim Resolution Professional on behalf of the Committee of Creditors be and is hereby authorised to inform the decision of the Committee of Creditors to the Adjudicating Authority and do all such acts, deeds and things as may be required or considered necessary or incidental thereto.”

Further, both COC member casted their votes with 100% voting rights respectively, in favor of the resolution as proposed in the meeting by show of hand.

Therefore, the resolution was passed in terms of section 22(2) of Insolvency and Bankruptcy Code, 2016 and regulation made thereunder.

Copy of Minutes of 1<sup>st</sup> CoC Meeting held on 02.05.2024 is annexed herewith and marked as **Annexure-3.**

Tanveer

6. That it is pertinent to mention that the Applicant through the Interim Resolution Professional is filing an application before this Hon'ble Tribunal for confirmation of the appointment pursuant to the provisions of Section 22 of the IB Code, 2016 of Mohd Nazim Khan as Resolution Professional having IBBI Regn IBBI/IPA-002/IP-N0076/2017-18/10207 in replacement of Mr Tanveer Ilahi, existing Interim Resolution Professional having IBBI Regn No: IBBI/IPA-001/IP-P-02553/2021-2022/13874.
7. That the minutes of the first COC meeting held on 02.05.2024 were circulated by the IRP on 04.05.2024.
8. The present Application is being filed before this Hon'ble NCLT to confirm the appointment of Resolution Professional in terms of decision taken by COC in its 1<sup>st</sup> meeting of COC held on 02.05.2024.
9. That this application is in the interest of justice and interest of no one shall be prejudiced.

\*\*\*\*\*

**LIST OF DATE & EVENTS**

<b>S. No.</b>	<b>Date</b>	<b>EVENTS</b>
1.	07.03.2024	Corporate Insolvency Resolution Process [CIRP] under Section 7 of Insolvency and Bankruptcy Code, 2016 ['CODE'], was initiated against the Corporate Debtor and appointment of Mr. Tanveer Ilahi as Interim Resolution Professional was made by the Hon'ble Tribunal.
2.	04.04.2024	Public Announcement was made in Financial Express in English Newspaper (Delhi edition) and in Jansatta in Hindi Newspaper (Delhi edition) wherein the creditors of the Corporate Debtor (financial as well as operational) and

		workmen were called upon to submit their proof of claims on or before 16 <sup>th</sup> April 2024.
3.	27.04.2024	Copy of Form-AA of Proposed Resolution Professional, Mohd Nazim Khan.
4.	27.04.2024	Notice of First COC Meeting was issued by the IRP.
5.	02.05.2024	IRP had convened the First Meeting of Committee of Creditors on 02.05.2024, in the said meeting, appointment of Mohd Nazim Khan was confirmed as RP in place of existing IRP Mr. Tanveer Ilahi with 100% voting share.
6.	04.05.2024	Minutes of First COC Meeting were circulated.
7.	-----	Therefore, the present Application is being filed before this Hon'ble NCLT to confirm the appointment of Mohd Nazim Khan as Resolution Professional in terms of decision taken by COC in its 1st meeting of COC held on 02.05.2024.

*Tanveer*

**Tanveer Ilahi**

Interim Resolution Professional

Committee of creditors of

Jatalia Global Ventures Limited (Under CIRP)

IBBI Reg. No.: IBI/IPA-001/IP-P-02553/2021-2022/13874

AFA Valid upto 08.10.2024

Address: D-158/AT. No. IV/145, Jaitpur Extn- II

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COMMITTEE OF CREDITORS  
JATALIA GLOBAL VENTURES LIMITED**

.....**APPLICANT**

**IN THE DECIDED MATTER OF**

AAR KAY INDUSTRIES (PROP. INDIAN SECURITIES LTD)

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PROFESSIONAL IN PLACE OF INTERIM RESOLUTION  
PROFESSIONAL**

**Most Respectfully Showeth:**

10. That this Instant Interlocutory Application is filed by the interim Resolution Professional of Jatalia Global Ventures under Section 22(3)(b) for confirmation of this Hon'ble Tribunal regarding appointment of Mohd Nazim Khan as Resolution Professional having IBBI Regn No. IBBI/IPA-002/IP-N0076/2017-18/10207 in replacement of Mr. Tanveer Ilahi, existing Interim Resolution Professional having IBBI Regn No. IBI/IPA-001/IP-P-02553/2021-2022/13874.

*Tanveer*

11. That the Corporate Insolvency Resolution Process (CIRP) under Section 7 of Insolvency and Bankruptcy Code, 2016 against M/s Jatalia Global Ventures Limited (hereinafter referred to as "Corporate Debtor") was commenced vide order dated 7<sup>th</sup> March 2024 (Order was received on 02.04.2024) passed by the Hon'ble National Company Law Tribunal, New Delhi Bench II, New Delhi (hereinafter referred to as "Hon'ble NCLT") in CP No. (IB)-263/ND/2023 and appointed Mr. Tanveer Ilahi as Interim Resolution Professional (IRP) and directed to take all actions as required in terms of provisions of the Code.

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14. That the IRP convened the First Meeting of Committee of Creditors on 02.05.2024 and apprised the COC members that the Tanveer Ilahi, existing IRP is unwilling to act as the RP of Jatalia Global Ventures Ltd. and proposed the name of Mohd Nazim Khan vide Regn No. IBBI/IPA-002/IP-N0076/2017-18/10207 to act as RP and shared his consent form in Form AA.

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*Tanveer*

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**(d) to replace the interim resolution professional, it shall file an application before the Adjudicating Authority for the appointment of the proposed resolution professional [along with a written consent from the proposed resolution professional in the specified form].**

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The Chairman further submitted that existing IRP has shown his unwillingness to act as RP. Thereafter, the name of Mohd Nazim Khan having IBBI Registration No. IBBI/IPA-002/IP-N00076/2017-18/10207 as Resolution Professional was proposed and his

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Finally, after detailed discussion, the Chairman proposed the following resolution for consideration by the COC and thereafter, the following resolution was proposed to be put for voting by Show of hand.

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**RESOLVED FURTHER THAT** the Interim Resolution Professional on behalf of the Committee of Creditors be and is hereby authorised to inform the decision of the Committee of Creditors to the Adjudicating Authority and do all such acts, deeds and things as may be required or considered necessary or incidental thereto.”

Further, both COC member casted their votes with 100% voting rights respectively, in favor of the resolution as proposed in the meeting by show of hand.

Therefore, the resolution was passed in terms of section 22(2) of Insolvency and Bankruptcy Code, 2016 and regulation made thereunder.

Copy of Minutes of 1<sup>st</sup> CoC Meeting held on 02.05.2024 is annexed herewith and marked as **Annexure-3.**

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15. That it is pertinent to mention that the Applicant through the Interim Resolution Professional is filing an application before this Hon'ble Tribunal for confirmation of the appointment pursuant to the provisions of Section 22 of the IB Code, 2016 of Mohd Nazim Khan as Resolution Professional having IBBI Regn IBBI/IPA-002/IP-N0076/2017-18/10207 in replacement of Mr Tanveer Ilahi, existing Interim Resolution Professional having IBBI Regn No: IBBI/IPA-001/IP-P-02553/2021-2022/13874.
16. That the minutes of the first COC meeting held on 02.05.2024 were circulated by the IRP on 04.05.2024.
17. The present Application is being filed before this Hon'ble NCLT to confirm the appointment of Resolution Professional in terms of decision taken by COC in its 1<sup>st</sup> meeting of COC held on 02.05.2024.
18. That this application is in the interest of justice and interest of no one shall be prejudiced.

**PRAYER**

**THAT IN THE LIGHT OF THE ABOVE, IT IS THEREFORE, MOST HUMBLY PRAYED THAT THIS HON'BLE TRIBUNAL BE PLEASED TO DIRECT THAT:**

1. Allow the Present Application;
2. Confirm the appointment of Mohd Nazim Khan as Resolution Professional having IBBI Regn No IBBI/IPA-002/IP-N0076/2017-18/10207 in replacement of Mr. Tanveer Ilahi, existing Interim Resolution Professional having IBBI Regn No IBI/IPA-001/IP-P-02553/2021-2022/13874 in terms of decision taken by the COC in its first meeting held on 02.05.2024 with 100% voting rights; and
3. Pass any other order as this Hon'ble Tribunal considers deem think fit and proper in the facts and circumstances of the present case.

*Tanveer*



*Tanveer***Tanveer Ilahi**Interim Resolution Professional  
Committee of creditors of

Jatalia Global Ventures Limited (Under CIRP)

IBBI Reg. No.: IBI/IPA-001/IP-P-02553/2021-2022/13874

AFA Valid upto 08.10.2024

**Address:** D-158/AT. No. IV/145, Jaitpur Extn- II  
Badarpur Near Rampali Public School

New Delhi-110044

Date: 11.05.2024

Place: New Delhi



सत्यमेव जयते

INDIA NON JUDICIAL

Government of National Capital Territory of Delhi

₹10

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 Property Description : Not Applicable  
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 (Zero)  
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 Second Party : Not Applicable  
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 Stamp Duty Amount(Rs.) : 10  
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Tanveer

**Statutory Alert:**

1. The authenticity of this Stamp certificate should be verified at 'www.shcilestamp.com' or using e-Stamp Mobile App of Stock Holding. Any discrepancy in the details on this Certificate and as available on the website / Mobile App renders it invalid.
2. The onus of checking the legitimacy is on the users of the certificate.
3. In case of any discrepancy please inform the Competent Authority.

**BEFORE THE HON'BLE NATIONAL COMPANY LAW TRIBUNAL  
NEW DELHI BENCH (COURT-II)  
INTERLOCUTARY APPLICATION (IA) No. \_\_\_\_\_/2024  
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**TANVEER ILAHI  
COMMITTEE OF CREDITORS OF  
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.....**APPLICANT**

**IN THE DECIDED MATTER OF**

AAR KAY INDUSTRIES (PROP. INDIAN SECURITIES LTD)

..... Financial Creditor

Versus

JATALIA GLOBAL VENTURES LTD.

..... CORPORATE DEBTOR

**AFFIDAVIT**

I, Tanveer Ilahi S/o Bakhsh Elahi currently having office D-158/AT. No. IV/145, Jaitpur Extn- II Badarpur Near Rampali Public School, New Delhi-110044 aged 42 years, do hereby solemnly affirm and state as follows:

1. That I am the Applicant in the above matter and I have been appointed as Interim Resolution Professional of Jatalia Global Ventures Ltd. vide Order dated 07.03.2024 passed by the Hon'ble National Company Law Tribunal, New Delhi Bench (Court-II) in CP NO. (IB)-263/ND/2023.
2. That the contents and statements made in the Application are based on the records with me and relevant documents annexed with this application, I believe them to be true.
3. That I, solemnly affirm that this affidavit is true; that it conceals nothing and that no part of it is false.



*Tanveer*  
**Deponent**

**VERIFICATION**

Verified at Delhi on this 11<sup>th</sup> day of May, 2024 that the contents of this affidavit are as per my knowledge and the record available with me and I believe them to be true and nothing material has been concealed there from.

*Tanveer*  
**Deponent**

11 MAY 2024



**ATTESTED**

*AS*  
**NOTARY PUBLIC DELHI (INDIA)**