



**IN THE NATIONAL COMPANY LAW TRIBUNAL: NEW DELHI**  
**COURT-III**

**ITEM No. 103**  
New IA-5823/2024  
**In**  
**IB-1941(ND)2019**

**IN THE MATTER OF:**

Ahluwalia Contracts (India) Ltd.  
Vs.  
Jasmine Buildmart Pvt. Ltd.

.... Petitioner/Applicant  
.... Respondent

**Order under Section 9 of the Insolvency and Bankruptcy Code, 2016**

**Order delivered on 12.12.2024**

**CORAM:**

**SHRI BACHU VENKAT BALARAM DAS**  
**HON'BLE MEMBER (JUDICIAL)**

**SHRI ATUL CHATURVEDI**  
**HON'BLE MEMBER (TECHNICAL)**

**HYBRID HEARING (PHYSICAL & VC)**

**PRESENT:**

For the RP : Mr. Hritik, Ms. Shivani Aggarwal Advs.  
For Respondent :

**ORDER**

**New IA-5823/2024**

This application has been filed seeking the following prayers:

- 1.** *Allow the present application;*
- 2.** *Grant exclusion of 148 days in the CIRP period starting from 26.07.2024 to 20.12.2024;*
- 3.** *Pass any such other or further orders as this Hon'ble Tribunal may deem fit and proper in the facts and circumstances of the present case and in the interests of justice.*

It is stated by the Learned Counsel appearing on behalf of Resolution Professional that the Hon'ble NCLAT vide order dated 26.07.2024 passed in Company Appeal (AT) (Ins.) No. 1002 of 2024, which was filed challenging the order dated 05.03.2024 passed by this Adjudicating Authority in IB-1941(ND)2019, admitting the Section 9 application, had passed an interim order directing that the resolution plan shall not be put to voting.



Ld. Counsel further submits that the CIRP period was extended for 90 days w.e.f. 01.09.2024 vide order dated 19.09.2024 passed by this Adjudicating Authority in IA-4524/2024 which has come to an end on 30.11.2024. He therefore prays for granting exclusion from 26.07.2024 i.e. the date of order passed by the Hon'ble NCLAT till the next date of hearing before the Hon'ble NCLAT which is 20.12.2024. It is further stated by the Ld. Counsel that the CoC in its meeting held on 18.11.2024 has passed a resolution for seeking exclusion with 100% votes.

Having regard to the facts and circumstances of the case, we **allow** the prayer and grant exclusion of 148 days in the CIRP period starting from 26.07.2024 to 20.12.2024.

**IA disposed of.**

-Sd-  
**(ATUL CHATURVEDI)**  
**MEMBER (TECHNICAL)**

ANAND DUBEY

-Sd-  
**(BACHU VENKAT BALARAM DAS)**  
**MEMBER (JUDICIAL)**