

ITEM NO.301

COURT NO.4

SECTION XVII-A

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Civil Appeal No(s).10856/2016

BHUPINDER SINGH

Appellant(s)

VERSUS

UNITECH LTD.

Respondent(s)

(IA-112090/21, IA No. 57580/2021 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 50706/2021 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 50683/2021 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 81663/2021 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 79304/2020 - INTERVENTION APPLICATION, IA No. 57581/2021 - INTERVENTION/IMPLEADMENT, IA No. 50704/2021 - INTERVENTION/IMPLEADMENT, IA No. 81660/2021 - INTERVENTION/IMPLEADMENT, IA No. 5463/2021 - PERMISSION TO PLACE ADDITIONAL FACTS AND GROUNDS)

Date : 21-10-2021 This appeal was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MR. JUSTICE M.R. SHAH

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**UPON hearing the counsel the Court made the following
O R D E R**

IA 50683 of 2021 in Civil Appeal No 10856 of 2016

- 1 We are not satisfied with the progress which has been made in the resolution of the claim of Suraksha ARC. The management of Suraksha ARC must be conscious and alive to the situation that ultimately if their claim is to be assessed in terms of the principles underlying the IBC, the claim would have to undergo a substantial hair cut. In the circumstances, it would be far fetch for the management of Suraksha ARC to assert a full realization of contractual rights as a condition for settling the dispute. At the same time, we have also impressed upon the present management of Unitech Ltd to take a pragmatic view and to engage in a continuing discussions with Suraksha ARC so that the dispute can be resolved.
- 2 The parties shall meet on Saturday, 23 October 2021, between 10 am and 5 pm, and thereafter on 25, 26 and 27 October 2021 so that the discussions can go forward.
- 3 The proceedings shall be listed before this Bench at 3 pm on 28 October 2021 so that the Court can be apprised of the status of the discussions.

IA 57580 and 57581 of 2021 in Civil Appeal No 10856 of 2016, IA 81660 and 81663 of 2021 in Civil Appeal No 10856 of 2016, IA No 112090 of 2021 IA 50704 and 50706 of 2021 in Civil Appeal No 10856 of 2016 with IA Nos 79304 of 2020 and IA No 5463 of 2021

List the applications at 3 pm on 28 October 2021.

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