

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Company Petition No. 40 of 2000 (O&M)

Toepfer International Asia Pvt. Ltd.

.. Petitioner

v.

Thapar Exports Ltd.

.. Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL

Present: Mr. D. S. Patwalia, Senior Advocate with
Mr. Salil Sablok, Advocate for the petitioner.

Mr. Prateek Gupta, Advocate for the respondent.

Rajesh Bindal J.

Learned counsel for the respondent has produced a copy of the order dated 19.11.2014, passed by Appellate Authority for Industrial & Financial Reconstruction, New Delhi, vide which while setting aside the order passed by Board of Industrial & Financial Reconstruction (for short, 'the BIFR'), the matter has been remitted back, hence, the reference is still pending before BIFR.

As because of pendency of proceedings before the BIFR, in terms of the provisions of Section 22 of the Sick Industrial Companies (Special Provisions) Act, 1985, the proceedings cannot continue, the present petition is disposed of at this stage with liberty to the petitioner to get the same revived in case the respondent-company comes out of the BIFR and the claim of the petitioner is not settled.

(Rajesh Bindal)
Judge

19.10.2015
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