

I.P.No.8 of 2016
and
Appln.Nos.254 to 257 of 2018, 95 & 30 to 34 of 2019

R.SUBRAMANIAN, J.

Mr.J.Balagopal, learned counsel appearing for the applicant in Appln.No.95 of 2019 would submit that the very debt that was the subject matter of the insolvency proceeding was borrowed by the insolvent in her capacity as a Trustee of a Trust, claiming for the benefit of downtrodden children. Therefore, according to Mr.J.Balagopal, the very insolvency petition is not maintainable. He would seek copies of the claim petition and the documents filed by the loan creditor disclosed in the insolvency petition, in order to enable him to defend his case.

2.Taking note of the peculiar circumstances of this case and the fact that some of cheques that were issued by the Insolvent were post the order of adjudication, I am of the opinion that the applicant should be given a fair chance to project his claim. Therefore, as an exceptional case, I direct the Official Assignee to furnish the copies of the claim petition along with the documents to the counsel for the applicant. It is made clear that this order shall not be treated as a proceeding.

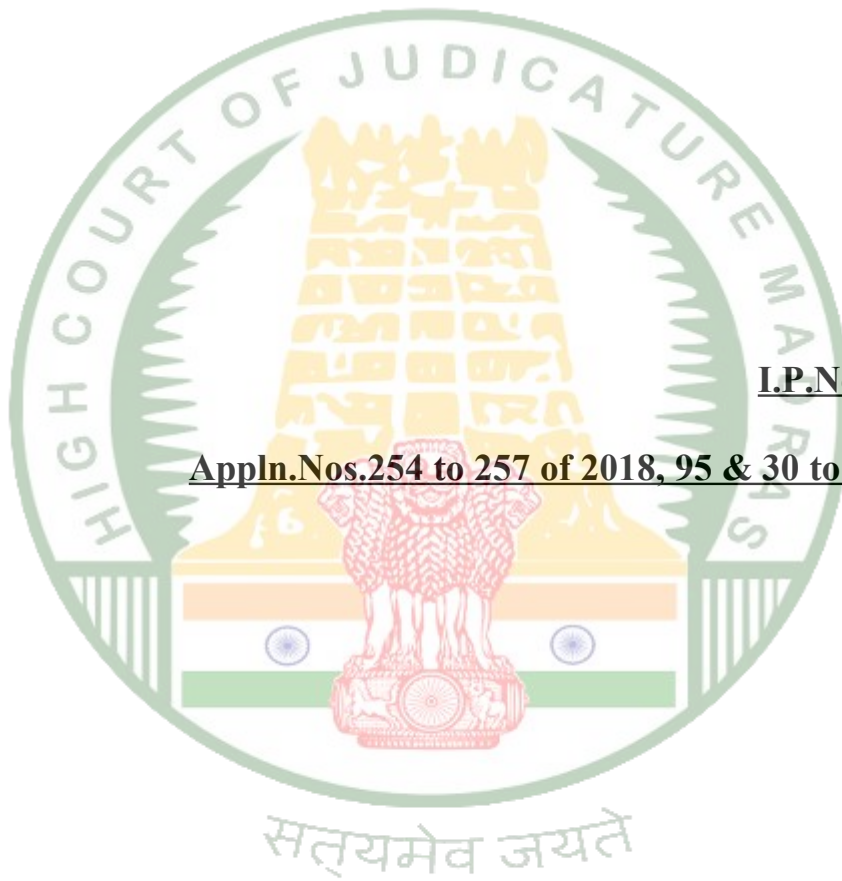
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