

4 Ms. Kumbhat, counsel for applicant states that there are many case laws which suggest that if the invoice indicates rate of interest to be paid on outstanding amounts, the moment party accepts that invoice without any objection, it would mean that the other party has accepted to pay the interest mentioned in the invoice.

5 Mr. Aithe, Company Prosecutor for Official Liquidator states that applicant be permitted to place all these before Official Liquidator/ Company Prosecutor and they would consider the affidavit of proof of debt afresh.

6 In the circumstances, the order of adjudication dated 2nd January, 2017 is set aside. Official Liquidator to reconsider the application in accordance with law. It is made clear that this Court has not made any observation on the merit of applicant's claim. For completion of record, the reply of Official Liquidator be taken on record.

7 Application accordingly stands disposed.

(K.R. SHRIRAM, J.)