



Arbitration Application Nos. 757 to 761 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **17.06.2025**

CORAM

THE HONOURABLE Mr. JUSTICE ABDUL QUDDHOSE

Arbitration Application Nos. 757, 758, 759, 760 & 761 of 2025

in

Arb. Application Nos. 449, 450, 451, 453 & 452 of 2025

and

Application No.2698 of 2025

in

Arb O.P. (Comm.Div.) No. 189 of 2025

Arb Application No.757 of 2025:-

Vivriti Capital Limited

A Company incorporated under the Companies Act, 1956

Having its registered office at

Prestige Zackria Metropolitan

No.200/1-8, Second Floor, Block 1

Anna Salai, Chennai, Tamil Nadu – 600002.

and having its office at

Vibgyor Towers, Unit No.302

3rd Floor, Block G, Bandra Kurla Complex

Mumbai – 400 051.

... Applicant

Vs.

1. Prafful Overseas Private Limited

A Company incorporated under the Companies Act, 1956

Having its registered office at

349, 1st Floor, Naya Katra, Chandni Chowk

New Delhi – 110006



Arbitration Application Nos. 757 to 761 of 2025

also having its Corporate Office
101-102, Sagar Shopping Centre
Sahar Darwaja Ring Road
Surat, Gujarat – 395003.

2. Raveesh Aggarwal
3. Ayush Aggarwal
4. Shiv Narain Aggarwal
5. Varun Aggarwal
6. Sri Narain Aggarwal

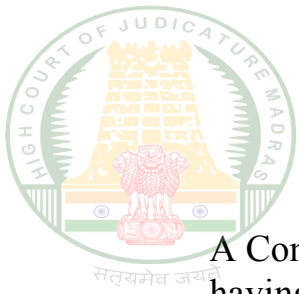
... Respondents

PRAYER: Application filed under Order XIV Rule 8 Original Side Rules read with Order XXII Rule 1 of Code of Civil Procedure, praying to substitute the name and address of the Asset Care & Reconstruction Enterprise Limited in place of the applicant /applicant in the above application in Arb App. No. 449 of 2025 as

ASSETS CARE & RECONSTRUCTION ENTERPRISE LIMITED
A Company incorporated under the Companies Act, 1956
Registered as an Asset Reconstruction Company
under Section 3 of SARFAESI Act, 2002
having its registered office at
14th Floor, Eros Corporate Towers
Nehru Palace, New Delhi – 110019
and Corporate Office at
502, C Wing, One BKC, Bandra Kurla Complex
Mumbai – 400051

in place of

VIVRITI CAPITAL LIMITED



Arbitration Application Nos. 757 to 761 of 2025

A Company incorporated under the Companies Act, 1956

having its registered office at :

Prestige Zackria Metropolitan

No.200/1-8, 2nd Floor, Block 1

Anna Salai, Chennai

Tamil Nadu – 600002

And having its office at

Vibgyor Towers Unit NO.302

3rd Floor, Block G, Bandra Kurla Complex

Mumbai – 400051

along with consequential amendment in the cause title and further waive

the requirement of re-verification by the Asset Care & Reconstruction

Enterprise Limited in the above application

For Applicant : Mr.Sunil A.Viyas

Arb Application No.758 of 2025:-

Vivriti Capital Limited

A Company incorporated under the Companies Act, 1956

Having its registered office at

Prestige Zackria Metropolitan

No.200/1-8, Second Floor, Block 1

Anna Salai, Chennai, Tamil Nadu – 600002.

and having its office at

Vibgyor Towers, Unit No.302

3rd Floor, Block G, Bandra Kurla Complex

Mumbai – 400 051.

... Applicant

Vs.



Arbitration Application Nos. 757 to 761 of 2025

1. Prafful Overseas Private Limited

A Company incorporated under the Companies Act, 1956

Having its registered office at

349, 1st Floor, Naya Katra, Chandni Chowk

New Delhi – 110006

also having its Corporate Office

101-102, Sagar Shopping Centre

Sahar Darwaja Ring Road

Surat, Gujarat – 395003.

2. Raveesh Aggarwal

3. Ayush Aggarwal

4. Shiv Narain Aggarwal

5. Varun Aggarwal

6. Sri Narain Aggarwal

... Respondents

PRAYER: Application filed under Order XIV Rule 8 Original Side

Rules read with Order XXII Rule 1 of Code of Civil Procedure, praying

to substitute the name and address of the Asset Care & Reconstruction

Enterprise Limited in place of the applicant /applicant in the above

application in Arb App. No. 450 of 2025 as

ASSETS CARE & RECONSTRUCTION ENTERPRISE LIMITED

A Company incorporated under the Companies Act, 1956

Registered as an Asset Reconstruction Company

under Section 3 of SARFAESI Act, 2002

having its registered office at

14th Floor, Eros Corporate Towers

Nehru Palace, New Delhi – 110019

and Corporate Office at



Arbitration Application Nos. 757 to 761 of 2025

502, C Wing, One BKC, Bandra Kurla Complex
Mumbai – 400051

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in place of

VIVRITI CAPITAL LIMITED

A Company incorporated under the Companies Act, 1956

having its registered office at :

Prestige Zackria Metropolitan

No.200/1-8, 2nd Floor, Block 1

Anna Salai, Chennai

Tamil Nadu – 600002

And having its office at

Vibgyor Towers Unit No.302

3rd Floor, Block G, Bandra Kurla Complex

Mumbai – 400051

along with consequential amendment in the cause title and further waive

the requirement of re-verification by the Asset Care & Reconstruction

Enterprise Limited in the above application

For Applicant : Mr.Sunil A.Viyas

Arb Application No.759 of 2025:-

Vivriti Capital Limited

A Company incorporated under the Companies Act, 1956

Having its registered office at

Prestige Zackria Metropolitan

No.200/1-8, Second Floor, Block 1

Anna Salai, Chennai, Tamil Nadu – 600002.

and having its office at

Vibgyor Towers, Unit No.302

3rd Floor, Block G, Bandra Kurla Complex



Arbitration Application Nos. 757 to 761 of 2025

Mumbai – 400 051.

... Applicant

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Vs.

1. Prafful Overseas Private Limited

A Company incorporated under the Companies Act, 1956

Having its registered office at

349, 1st Floor, Naya Katra, Chandni Chowk

New Delhi – 110006

also having its Corporate Office

101-102, Sagar Shopping Centre

Sahar Darwaja Ring Road

Surat, Gujarat – 395003.

2. Raveesh Aggarwal

3. Ayush Aggarwal

4. Shiv Narain Aggarwal

5. Varun Aggarwal

6. Sri Narain Aggarwal

... Respondents

PRAYER: Application filed under Order XIV Rule 8 Original Side

Rules read with Order XXII Rule 1 of Code of Civil Procedure, praying

to substitute the name and address of the Asset Care & Reconstruction

Enterprise Limited in place of the applicant /applicant in the above

application in Arb App. No. 451 of 2025 as

ASSETS CARE & RECONSTRUCTION ENTERPRISE LIMITED

A Company incorporated under the Companies Act, 1956

Registered as an Asset Reconstruction Company

under Section 3 of SARFAESI Act, 2002



Arbitration Application Nos. 757 to 761 of 2025

having its registered office at
14th Floor, Eros Corporate Towers
Nehru Palace, New Delhi – 110019
and Corporate Office at
502, C Wing, One BKC, Bandra Kurla Complex
Mumbai – 400051

in place of

VIVRITI CAPITAL LIMITED

A Company incorporated under the Companies Act, 1956

having its registered office at :

Prestige Zackria Metropolitan

No.200/1-8, 2nd Floor, Block 1

Anna Salai, Chennai

Tamil Nadu – 600002

And having its office at

Vibgyor Towers Unit No.302

3rd Floor, Block G, Bandra Kurla Complex

Mumbai – 400051

along with consequential amendment in the cause title and further waive

the requirement of re-verification by the Asset Care & Reconstruction

Enterprise Limited in the above application

For Applicant : Mr.Sunil A.Viyas

Arb Application No.760 of 2025:-

Vivriti Capital Limited

A Company incorporated under the Companies Act, 1956

Having its registered office at

Prestige Zackria Metropolitan



Arbitration Application Nos. 757 to 761 of 2025

No.200/1-8, Second Floor, Block 1
Anna Salai, Chennai, Tamil Nadu – 600002.

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and having its office at
Vibgyor Towers, Unit No.302
3rd Floor, Block G, Bandra Kurla Complex
Mumbai – 400 051.

... Applicant

Vs.

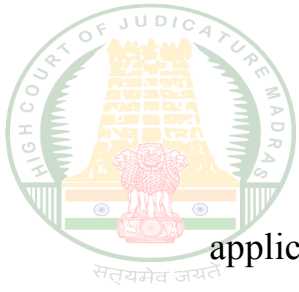
1. Prafful Overseas Private Limited
A Company incorporated under the Companies Act, 1956
Having its registered office at
349, 1st Floor, Naya Katra, Chandni Chowk
New Delhi – 110006

also having its Corporate Office
101-102, Sagar Shopping Centre
Sahar Darwaja Ring Road
Surat, Gujarat – 395003.

2. Raveesh Aggarwal
3. Ayush Aggarwal
4. Shiv Narain Aggarwal
5. Varun Aggarwal
6. Sri Narain Aggarwal

... Respondents

PRAYER: Application filed under Order XIV Rule 8 Original Side
Rules read with Order XXII Rule 1 of Code of Civil Procedure, praying
to substitute the name and address of the Asset Care & Reconstruction
Enterprise Limited in place of the applicant /applicant in the above



Arbitration Application Nos. 757 to 761 of 2025

application in Arb App. No. 452 of 2025 as

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ASSETS CARE & RECONSTRUCTION ENTERPRISE LIMITED

A Company incorporated under the Companies Act, 1956

Registered as an Asset Reconstruction Company

under Section 3 of SARFAESI Act, 2002

having its registered office at

14th Floor, Eros Corporate Towers

Nehru Palace, New Delhi – 110019

and Corporate Office at

502, C Wing, One BKC, Bandra Kurla Complex

Mumbai – 400051

in place of

VIVRITI CAPITAL LIMITED

A Company incorporated under the Companies Act, 1956

having its registered office at :

Prestige Zackria Metropolitan

No.200/1-8, 2nd Floor, Block 1

Anna Salai, Chennai

Tamil Nadu – 600002

And having its office at

Vibgyor Towers Unit NO.302

3rd Floor, Block G, Bandra Kurla Complex

Mumbai – 400051

along with consequential amendment in the cause title and further waive

the requirement of re-verification by the Asset Care & Reconstruction

Enterprise Limited in the above application

For Applicant : Mr.Sunil A.Viyas



Arbitration Application Nos. 757 to 761 of 2025

Arb Application No.761 of 2025:-

Vivriti Capital Limited

A Company incorporated under the Companies Act, 1956

Having its registered office at

Prestige Zackria Metropolitan

No.200/1-8, Second Floor, Block 1

Anna Salai, Chennai, Tamil Nadu – 600002.

and having its office at

Vibgyor Towers, Unit No.302

3rd Floor, Block G, Bandra Kurla Complex

Mumbai – 400 051.

... Applicant

Vs.

1. Prafful Overseas Private Limited

A Company incorporated under the Companies Act, 1956

Having its registered office at

349, 1st Floor, Naya Katra, Chandni Chowk

New Delhi – 110006

also having its Corporate Office

101-102, Sagar Shopping Centre

Sahar Darwaja Ring Road

Surat, Gujarat – 395003.

2. Raveesh Aggarwal

3. Ayush Aggarwal

4. Shiv Narain Aggarwal

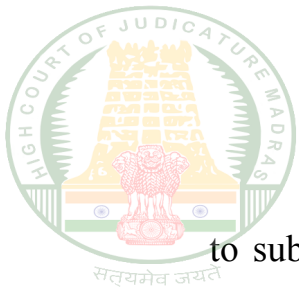
5. Varun Aggarwal

6. Sri Narain Aggarwal

... Respondents

PRAYER: Application filed under Order XIV Rule 8 Original Side

Rules read with Order XXII Rule 1 of Code of Civil Procedure, praying



Arbitration Application Nos. 757 to 761 of 2025

to substitute the name and address of the Asset Care & Reconstruction Enterprise Limited in place of the applicant /applicant in the above application in Arb App. No. 453 of 2025 as

ASSETS CARE & RECONSTRUCTION ENTERPRISE LIMITED

A Company incorporated under the Companies Act, 1956

Registered as an Asset Reconstruction Company
under Section 3 of SARFAESI Act, 2002

having its registered office at

14th Floor, Eros Corporate Towers

Nehru Palace, New Delhi – 110019

and Corporate Office at

502, C Wing, One BKC, Bandra Kurla Complex

Mumbai – 400051

in place of

VIVRITI CAPITAL LIMITED

A Company incorporated under the Companies Act, 1956

having its registered office at :

Prestige Zackria Metropolitan

No.200/1-8, 2nd Floor, Block 1

Anna Salai, Chennai

Tamil Nadu – 600002

And having its office at

Vibgyor Towers Unit No.302

3rd Floor, Block G, Bandra Kurla Complex

Mumbai – 400051

along with consequential amendment in the cause title and further waive

the requirement of re-verification by the Asset Care & Reconstruction

Enterprise Limited in the above application



Arbitration Application Nos. 757 to 761 of 2025

For Applicant : Mr.Sunil A.Viyas

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Application No.2698 of 2025:-

Vivriti Capital Limited

A Company incorporated under the Companies Act, 1956

Having its registered office at

Prestige Zackria Metropolitan

No.200/1-8, Second Floor, Block 1

Anna Salai, Chennai, Tamil Nadu – 600002.

and having its office at

Vibgyor Towers, Unit No.302

3rd Floor, Block G, Bandra Kurla Complex

Mumbai – 400 051.

... Applicant

Vs.

1. Prafful Overseas Private Limited

A Company incorporated under the Companies Act, 1956

Having its registered office at

349, 1st Floor, Naya Katra, Chandni Chowk

New Delhi – 110006

also having its Corporate Office

101-102, Sagar Shopping Centre

Sahar Darwaja Ring Road

Surat, Gujarat – 395003.

2. Raveesh Aggarwal

3. Ayush Aggarwal

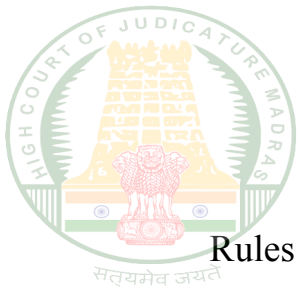
4. Shiv Narain Aggarwal

5. Varun Aggarwal

6. Sri Narain Aggarwal

... Respondents

PRAYER: Application filed under Order XIV Rule 8 Original Side



Arbitration Application Nos. 757 to 761 of 2025

Rules read with Order XXII Rule 1 of Code of Civil Procedure, praying

to substitute the name and address of the Asset Care & Reconstruction

Enterprise Limited in place of the applicant /applicant in the above

application in Arb O.P. (Comm.Div.) No. 2698 of 2025 as

ASSETS CARE & RECONSTRUCTION ENTERPRISE LIMITED

A Company incorporated under the Companies Act, 1956

Registered as an Asset Reconstruction Company

under Section 3 of SARFAESI Act, 2002

having its registered office at

14th Floor, Eros Corporate Towers

Nehru Palace, New Delhi – 110019

and Corporate Office at

502, C Wing, One BKC, Bandra Kurla Complex

Mumbai – 400051

in place of

VIVRITI CAPITAL LIMITED

A Company incorporated under the Companies Act, 1956

having its registered office at :

Prestige Zackria Metropolitan

No.200/1-8, 2nd Floor, Block 1

Anna Salai, Chennai

Tamil Nadu – 600002

And having its office at

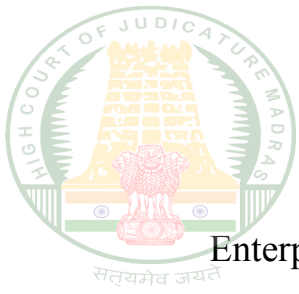
Vibgyor Towers Unit NO.302

3rd Floor, Block G, Bandra Kurla Complex

Mumbai – 400051

along with consequential amendment in the cause title and further waive

the requirement of re-verification by the Asset Care & Reconstruction



Arbitration Application Nos. 757 to 761 of 2025

Enterprise Limited in the above application

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For Applicant : Mr.Sunil A.Viyas

COMMON ORDER

This Court is satisfied with the reasons contained in the affidavits filed in support of these applications for substituting the name of 'ASSETS CARE & RECONSTRUCTION ENTERPRISE LIMITED' in the place of 'VIVRITI CAPITAL LIMITED'. Accordingly, these applications are allowed as prayed for.

2. The learned counsel for the applicant is directed to carry out the necessary amendments in terms of this order before the next hearing date.

3. Post on 01.07.2025.

17.06.2025

Maya



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Arbitration Application Nos. 757 to 761 of 2025

ABDUL QUDDHOSE, J.

Maya

Arb Application Nos. 757 to 761 of 2025

17.06.2025