

**IN THE NATIONAL COMPANY LAW TRIBUNAL: NEW DELHI**  
**PRINCIPAL BENCH**

**Item No. 49**  
**(IB)-104(PB)/2018**

**IN THE MATTER OF:**

Shri Tek Chand

.... Applicant/petitioner

Vs.

M/s. Premia Projects Ltd.

.... Respondent

**Order under Section 7 of Insolvency & Bankruptcy Code, CIRP**

**Order delivered on 26.03.2019**

**Coram:**

**CHIEF JUSTICE (RTD.) M. M. KUMAR**  
**HON'BLE PRESIDENT**

**SH. S. K. MOHAPATRA**  
**HON'BLE MEMBER (TECHNICAL)**

**PRESENTS:**

For the Petitioner/Applicant: Mr. Javed Khan, Adv.

Mr. Alok Kumar Kuchhal, RP in person

**ORDER**

**CA-508(PB)/2019:-**

On 11.03.2019, we have recalled order dated 30.01.2019 disposing of CP No. (IB)-104(PB)/2018 on the ground that the Hon'ble Delhi High Court had appointed Provisional Liquidator in CP. No. 814/2016 titled as "*Brijesh Gupta & Ors. v. Premia Projects Ltd.*" vide order dated 21.01.2019. In view of the principles laid down by Hon'ble the Supreme Court in the case of *Forech India Ltd. v. Edelweiss Assets Reconstruction Company Ltd.* (Civil Appeal No. 818/2018 decided on 22.01.2019, the order was recalled on 11.03.2019 and the admission order dated 30.05.2018 was restored. In the concluding but last para it was noticed that Mr. Alok Kumar Kuchhal would continue to act as Resolution Professional.



2. The present application has been filed to show that Mr. Kuchhal was replaced as Resolution Professional by one Mr. Jitender Arora by the CoC in its first meeting dated 28.06.2018. Accordingly, the order dated 11.03.2019 needs to be corrected and Mr. Jitender Arora is appointed as Resolution Professional. The issue with regard to the fee of Mr. Kuchhal shall be decided by the CoC and an application to that effect be moved before the Resolution Professional with a request to place it before the CoC. Mr. Alok Kumar Kuchhal is discharged.
3. The application stands disposed of.

Sd/-

**(M. M. KUMAR)**  
**PRESIDENT**

Sd/-

**(S. K. MOHAPATRA)**  
**MEMBER (TECHNICAL)**