

MISCELLANEOUS APPLICATION BY A THIRD PARTY TO INTERVENE IN PROCEEDINGS PENDING BEFORE THE NATIONAL COMPANY LAW TRIBUNAL UNDER SECTION 9 OF INSOLVENCY AND BANKRUPTCY, CODE 2016 FOR SAFEGUARDING ITS INTEREST AND FOR BEING IMPLEADED AS PARTY TO THE PROCEEDINGS

IN THE NATIONAL COMPANY LAW TRIBUNAL, _____ BENCH,

MISCELLANEOUS APPLICATION NO. _____ OF 20____

IN

COMPANY PETITION NO. (IB) _____ (MB) OF 20____

IN THE MATTER OF:

...Petitioner/Operational Creditor

Versus

...Respondent//Corporate Debtor

AND IN THE MATTER OF:

....Applicant/Intervener

To,

HON'BLE CHAIRPERSON
AND HIS COMPANION MEMBERS OF
A NATIONAL COMPANY LAW TRIBUNAL

THE HUMBLE APPLICATION OF THE
APPLICANTS ABOVENAMED

MOST RESEPECTFULLY SHEWETH:-

1. The present Application is filed on behalf of the Applicant/Intervener namely, _____ (*"the Applicant"*),

which is a registered _____ under _____ consisting of members/persons who have purchased and/or acquired vested rights in the developed and/or undeveloped plots and have purchased flats in the hill station project known as the “_____”, situated at _____ (**“the Subject Project”**). A copy of the registration certificate along with the “Memorandum and Articles of Association of the Applicant is annexed hereto as **Exhibit “A”**.

2. The Applicant consists of approximately _____ owners of residential flats/ Plots (**“Premises”**) in the Subject Project. Some of the members of the Applicant have not received possession of their respective flats/Plots despite having paid substantial amounts to the Corporate Debtor.

3. The present Application is filed to highlight the concerns of the residents/ home buyers as well as those persons who are yet to receive possession of their respective premises. This application is to bring to the notice of this Hon’ble Tribunal the plight of the residents of the Subject Project who are directly affected as a result of the Corporate Insolvency Resolution Process (**“CIRP”**) of the Corporate Debtor. The application seeks to protect and safeguard the interests of the residents of the Subject Project and for seeking directions from this Hon’ble Tribunal to the prospective Resolution Professional of the Corporate Debtor to provide for certain basic and essential requirements as more particularly contained herein.

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