

3. It is informed to this Court that Company Appeal (AT)(Insolvency) No. 982 of 2019 is still pending before the NCLAT, which is also reflected from the order dated 1st December, 2021 passed by the NCLAT in Company Appeal No. (AT)(Insolvency) No. 347 of 2021.

4. After we have heard the learned Counsel for the parties and taking into consideration the material on record, we are of the opinion that the appeal pending before the NCLAT Company Appeal (AT) (Insolvency) No. 982 of 2019 has to be heard along with Company Appeal (AT) (Insolvency) No. 553 of 2019 which has been decided by the NCLAT under the order impugned dated 21st January, 2022.

5. We further make it clear that the resolution plan which was approved by the CoC and later by the adjudicating authority at one stage shall not be further acted upon and await the result of the appeals which are to be decided by the NCLAT.

6. All contentions are open for the parties to be raised before the NCLAT in the pending appeals.

7. Let the resolution professional may continue and await the outcome of the pending appeals.

8. The appeals are accordingly allowed in the above terms. The order passed by the NCLAT dated 21st January, 2022 is hereby set aside and Company Appeal (AT) (Insolvency) No. 553 of 2019 is