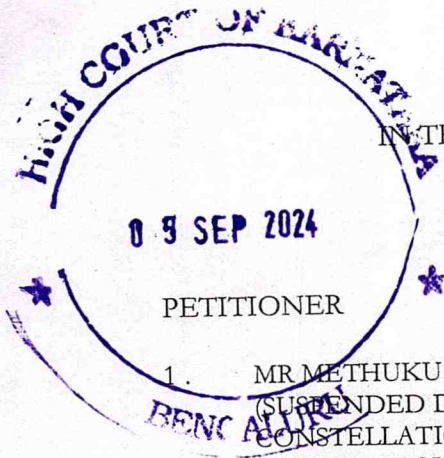


19982/24  
Vandana P.L



FORM III A  
IN THE HIGH COURT OF KARNATAKA, BENGALURU

WRIT PETITION NO.24478/2024 (GM-RES)  
(NOTICE UNDER RULE 13 (a) PROVISIO)

PETITIONER

1. MR METHUKU SRINIVAS  
(SUSPENDED DIRECTOR OF M/S BOUYANT TECHNOLOGY  
CONSTELLATION PVT LTD)  
HAVING REGISTERED OFFICE AT C5,  
RICH HOMES 5TH FLOOR  
RICHMOND ROAD BENGALURU 560 025

(BY SRI: VANDANA P L SREIRAM ADIGA)  
VS

RESPONDENTS

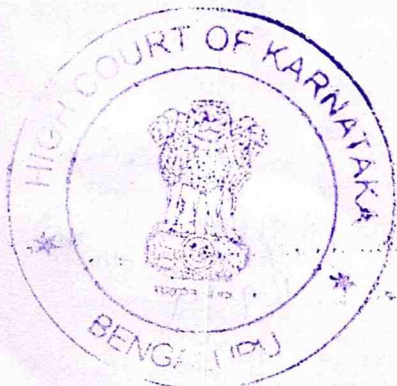
1. TOTAL SOLUTIONS INTEC PVT LTD  
REGISTERED OFFICE 101  
10TH CROSS 11TH MAIN  
HAL II STAGE INDIRANGAR  
BENGALURU KARNATKA 560 008
2. SHAIKH NAFIS ANJUM  
INTERIM RESOLUTION PROFESSIONAL OF M/S BOUYANT TECHNOLOGY  
CONSTELLATION PVT LTD  
HAVING OFFICE AT A-34,  
LOWER GROUND FLOOR  
VIKAS PURI NEW DELHI 110018  
EMAIL ID SN. ANJUM 123@GMAIL.COM

Whereas, a Writ Petition filed by the above named petitioner under Articles 226 and 227 of the Constitution of India, as in the copy annexed hereunto, has been registered by this Court.

Emergent Notice is hereby given to you to appear in this Court in person or through an Advocate duly instructed or through some one authorised by law to act for you in this case, at 10.30 A.M. in the forenoon on 25.09.2024, to show cause why rule nisi should not be issued.

If you fail so to appear on the said date or any subsequent date to which the matter may be posted as directed by the Court, without any further notice, the petition will be dealt with, heard and decided on the merits in your absence.

Contd..2/-..



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Pending issue of Rule nisi in the aforesaid Writ Petition it is hereby ordered by this Court on

TUESDAY THE 3<sup>RD</sup> DAY OF SEPTEMBER 2024

BY HON'BLE MR. JUSTICE HEMANT CHANDANGOUDAR  
as follows :-  
(VIDEO CONFERENCING / PHYSICAL HEARING)

CORAM: HON'BLE MR. JUSTICE HEMANT CHANDANGOUDAR

ORAL ORDER

Sri Shyamsundar, learned Senior Counsel representing the petitioner's counsel submits that the petitioner is willing to settle the dispute with the Operational Creditor either by paying the amount or through opting reverse Corporate Insolvency Resolution Proceedings before the National Company Law Tribunal, and para-10 provides for formation of Committee of Creditors, and if the said Committee is constituted, the petitioner will not be in a position to settle or revive the company..In support, he places a reliance on the decision of the Apex Court in the case of Mobilox Innovations Private Limited -vs- Kirusa Software Private Limited - (2018) 1 SCC 353.

Issue emergent notice to the respondents.

The impugned order dated 23.8.2024 passed in Item No.11 C.P.(IB) No.98/BB/2024 by the National Company Law Tribunal, Bengaluru Bench, Bengaluru, insofar as it relates to the directive at para-10 is stayed till the next date of hearing.

Re-list on 25.9.2024.

Sd/-  
JUDGE.



Copy  
Forkley  
Assistant Registrar  
High Court of Karnataka  
Bengaluru - 560 001

- a) The date on which the application was made..... 23/8/24
- b) The date on which charges and addtl. charges if any are deposited for.....
- c) The date on which the charges and addtl. charges are deposited.....
- d) The date on which the copy is ready..... 24/8/24
- e) The date on which the copy is ready for delivery..... 24/8/24
- f) The date on which copy is delivered to the applicant..... 24/8/24

TRUE COPY  
25/9/24  
Section Officer  
High Court of Karnataka  
Bengaluru-560 001