

IN THE HIGH COURT OF MADHYA PRADESH  
AT JABALPUR

WP No. 13632 of 2026

(JAIDEEP SINGH Vs STATE OF MADHYA PRADESH AUTHORITY AND OTHERS)

**Dated : 21-04-2026**

Shri Akshat Agrawal - Advocate for the petitioner through video conferencing.

Shri A.S. Baghel - Government Advocate for the State.

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Heard on admission and interim relief.

Issue notice to the respondents 3 to 8 on payment of process fee by RAD mode within seven working days. Notices be made returnable within three weeks.

Learned counsel for the petitioner submits that this petition is filed assailing the order dated 18.03.2026 passed in Case No.0001/8/16 of 2022-23 passed by the respondent No.3 - Sub-Divisional Officer (Revenue) Tehsil - Kolar, District - Bhopal and order dated 09.04.2026 passed by the Sub-Divisional Officer, Kolar.

Learned counsel for the petitioner referring to order dated 28.07.2025 (Annexure P-1) passed by National Company Law Tribunal, Indore Special Bench, at Indore in CP (IB) 71/7/MP/2020 submits that the NCLT has passed specific moratorium stay in sub-clause (a) of clause (ii) of paragraph 46 as under:

"46. Accordingly, in light of the above facts and circumstances, it is, hereby ordered as under:-

(i) xx xx xx

(ii) As a consequence thereof, a moratorium under Section 14 of the Insolvency and Bankruptcy Code, 2016 is declared for prohibiting all of the following in terms of Section 14(1) of the Code.

a. The institution of suits or continuation of pending suits or proceedings against the Corporate Debt or including execution of any judgment, decree or order in any court of law, tribunal, arbitration panel or other authority;"

It is submitted that despite this specific moratorium stay order by NCLT wherein, the respondents 3 to 8 were also parties to the said proceeding, they are prosecuting the execution and requesting the authorities to execute the RRC against the petitioner.

The petitioner had filed a representation before the Sub-Divisional Officer, Tahsil - Kolar, Bhopal dated 06.04.2026 (Annexure P-6) but the Sub-Divisional Officer instead of considering the fact that moratorium stay order was passed by the NCLT, directed Tahsildar, Kolar to execute RRC by sending the petitioner to civil jail and accordingly, a warrant of arrest was issued. It is further submitted by counsel for the petitioner that order passed by the Sub-Divisional Officer is bereft of any cogent reason. The Sub-Divisional Officer has merely mentioned that since the contempt proceeding is pending before the High Court, the RRC be executed.

Per contra, counsel for the State submits that Tahsildar has directed execution of the recovery proceeding in furtherance of the order of RERA in

favour of the buyers of flats and in compliance of the provisions of M.P. Land Revenue Code (MP Land Revenue Rules, 2020).

Heard , considered.

The effect of IBC proceeding and the order of NCLT will be considered after hearing both the parties. However, the petitioner would be seriously prejudice, if the order regarding civil jail is executed in furtherance of the warrant of arrest despite there being moratorium stay order passed by the NCLT, Special Indore Bench in his favour. Therefore, it is directed that the execution in furtherance of order dated 09.04.2026 passed by the Sub-Divisional Officer, Kolar is stayed till next date of hearing.

List the matter immediately on receipt of the service report.

C.C. as per rules.

**(SANJEEV S KALGAONKAR)**  
**JUDGE**