IN THE NATIONAL COMPANY LAW TRIBUNAL,
NEW DELHI COURT III (SPECIAL BENCH)

Item No. 301
IB-580/ND/2025

IN THE MATTER OF:
Unity Small Finance Bank Limited .....**APPLICANT/PETITIONER**
Vs.
B9 Beverages Limited .....**RESPONDENT**

SECTION
U/s 7 of IBC 2016 **Order delivered on 15.09.2026**

CORAM:
SHRI ASHOK KUMAR BHARDWAJ,
HON'BLE MEMBER (JUDICIAL)

SHRI RAVINDRA CHATURVEDI,
HON'BLE MEMBER (TECHNICAL)

PRESENT:
For the Applicant : Ms. Varsha Banerjee, Advocate.
For the Respondent : Mr. Prasenjit Keswani, Sr. Adv, Mr. Rajat Malhotra, Mr. Aditya Vikram Singh, Ms. Shreya Chandhok, Advs.

HYBRID HEARING (PHYSICAL & VC)
ORDER

All these proceedings have been initiated against B9 Beverages Limited, viz. a common debtor. Learned Counsel for the Corporate Debtor submitted that in effect he is not Counsel for the Corporate Debtor but is representing for the Financial Creditor who want to infuse fund in the Corporate Debtor and to revive the same. In his submissions, the matter is being taken up with the Applicant in all these applications for settlement. However, most of the Creditors refuse any possibility of settlement. Ms. Varsha Banerjee, Learned Counsel for the Applicant in IB-580/ND/2025 produced before us a letter dated 10.09.2026 to espouse that an offer of INR 3 crores against Rs. 19,04,16,479.31.00**/-** can not described as serious/plausible offer to settle the debt in any manner. Nevertheless, Learned Counsel for Axis Bank Limited who has preferred IB-668/ND/2025 submitted that the Bank has received some offer for settlement and is considering the same. The Counsels for Applicants in other applications have also vented their concern that it is only an attempt on behalf of Corporate Debtor to buy time to pilfer its assets and the matter is pending for more than 10 months awaiting consideration for admission.

On 09.09.2026, the hearing in IB-580/ND/2025 was deferred for Today. Nevertheless, in some of the applications, it had been espoused on behalf of the Corporate Debtor that the matter would be settled with the creditors and it would be ensured that the creditors turn up before this Tribunal with no grievance left. Nevertheless, circumstances did not develop, the way the same were projected and suggested on behalf of the Corporate Debtor. Today, Learned Counsel for Corporate Debtor could produce a chart before us, to indicate the changing shareholding qua the Corporate Debtor. We are unable to appreciate that how the chart can be relevant at this stage. The same can be perceived only an attempt on behalf of the Corporate Debtor to mislead the Tribunal on the issue.

In any case, since it has been empathetically urged on behalf of some financer who want to infuse fund in the Corporate Debtor that there is possibility of settlement by the Corporate Debtor with the Creditors, we direct that Learned Counsel who is representing the Corporate Debtor along with the Financial Creditors who want to infuse the fund as also the promoters would meet the representative of the Creditors in the office of Ms. Eshna Kumar, Advocate who is present in Court, on 17.09.2026.

The Applicants in all these applications as also the Financial Creditors who want to revive the Company would meet in the presence of Ms. Eshna Kumar, Advocate, who would mediate in the matter. It is made clear that if no settlement is arrived between the parties in the meeting directed to be scheduled, no further indulgence would be shown in the matter. The fee of the Mediator would be negotiated between Mediator and Corporate Debtor and would be payable by Corporate Debtor.

As some of the Creditors apprehends that the assets of the Corporate Debtor may be siphoned off, we deem it appropriate to direct that no assets of the Corporate Debtor would be parted with and while attending the meeting in the office of Ms. Eshna Kumar, Advocate, the Learned Counsel for the Financer who want to revive the company would carry inventory of all assets of the Corporate

Debtor and hand over copies of the same to the Learned Counsels for the Creditors.

List the matter on **18.09.2026.**

Sd/-	**Sd/-**
(RAVINDRA CHATURVEDI)	**(ASHOK KUMAR BHARDWAJ)**
MEMBER (TECHNICAL)	**MEMBER (JUDICIAL)**

SHAMMY