



**IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION**

**The Committee of Creditors of
Think and Learn Private Limited** ...Appellant

Versus

Riju Ravindran and Ors. ...Respondents

Shorn of multiple facts, herein the appellant, the Committee of Creditors (CoC) in a Corporate Insolvency Resolution Process (CIRP) approached the National Company Law Tribunal (NCLT) with IA No.495 of 2025 seeking impleadment; especially to put forth its arguments regarding the inclusion/exclusion of one of its members, the 4th respondent herein.

2. The Tribunal found the CoC to be not an independent entity and held that only the Resolution Professional (RP) can represent the CoC. The impleadment sought in IA No.466 of 2025 was found to be unnecessary. In an appeal before the National Company Law Appellate Tribunal (NCLAT), by the impugned order, the NCLAT found that the IBC constitutes the CoC and RP as different entities and have assigned them different roles and specific responsibilities. However, it

affirmed the order of the NCLT that CoC was not a necessary party in IA No.466 of 2025. We had granted a stay in the matter.

3. We heard Sri Amit Sibal, learned Senior Counsel appearing for the appellant, Sri, Rohan Thawani, learned Counsel appearing for 1st respondent, Sri Dhruv Mehta, learned Senior Counsel appearing for RP and Sri Kapil Sibal, learned Senior Counsel appearing for the 4th respondent.

4. Today, when the matter was taken, learned Counsel for the 1st respondent, Director of CD informed us that he has specific instructions from his client to submit that they are not contesting the appeal. It is pointed out that IA No.466 of 2025 was reserved for orders a year back and since there is a stay operating, matters are not moving. Learned Counsel submits on instructions that the 1st respondent has no objection to the CoC being impleaded as a party in IA No.466 of 2025 and let there be a hearing conducted insofar as the CoC is concerned and orders passed as expeditiously as possible.

5. On consent of all parties, we direct that IA No.466 of 2025, which is reserved for orders, be placed on board of the NCLT on any date within two weeks from today and the appellant CoC be impleaded therein. The appellant may also

be heard expeditiously, and we direct the NCLT to dispose of the matter as expeditiously as possible. To facilitate such impleadment and hearing, we set aside the impugned order of the NCLAT. We also set aside the order of the NCLT in IA No.495 of 2025 in Company Petition (IB) No.149 of 2023 dated 26.08.2025.

6. IA No.495 of 2025 shall stand allowed impleading the CoC in IA No.466 of 2024.

7. The appeal stands allowed.

8. Pending application(s), if any, shall stand rejected.

..... J.
(J. B. PARDIWALA)

..... J.
(K. VINOD CHANDRAN)

**NEW DELHI;
SEPTEMBER 21, 2026.**