

IN THE NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH AT AHMEDABAD

ITEM No. 1
C.P.(IB)/28(MP)2021

Order under Section 9 IBC

IN THE MATTER OF:

Shubhlabh Unocom Pvt Ltd

.....Applicant

V/s

Sri Sdev Natural Resources (India) Pvt Ltd

.....Respondent

Order delivered on ..27/08/2021

Coram:

Dr. Deepti Mukesh, Hon'ble Member(J)

Mr. Virendra Kumar Gupta, Hon'ble Member(T)

PRESENT:

For the Applicant : Learned counsel Ms. Geeta Lundwani

For the Respondent :


ORDER

Issue Notice as to why the Application for initiating the CIRP should not be admitted against the Corporate Debtor. Process Dasti as well as other all modes.

The matter stands adjourned to 06.10.2021 for further consideration.


VIRENDRA KUMAR GUPTA
MEMBER (TECHNICAL)

nair


DR. DEEPTI MUKESH
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH AT AHMEDABAD

ITEM No. 2
Comp.Appl/19(MP)2021
in
TP 261 of 2019 [CP 11 of 2018]

Order under Section 241-242

IN THE MATTER OF:

Power Infrastructure India
V/s

.....Applicant

Shree Maheshwar Hydrel Power Corporation Ltd & Ors

.....Respondent

Order delivered on ..27/08/2021

Coram:

Dr. Deepti Mukesh, Hon'ble Member(J)
Mr. Virendra Kumar Gupta, Hon'ble Member(T)

PRESENT:

For the Applicant : Learned Advocate Mr. Aniket Nimbakar.

For the Respondent : Learned Advocate Mr. Deepak Khurana R- 2

ORDER

Comp. application 19(MP) 2021 in TP 261 of 2019 is filed by petitioner seeking to restoration of IA 69 of 2018. Learned counsel Mr. Deepak Khurana appearing for respondent No. 2 pointed out that the application is filed by clerk and not verified by the petitioner or any other interested party. In view of the same the application cannot be entertained, hence rejected.


VIRENDRA KUMAR GUPTA
MEMBER (TECHNICAL)

nair

-SD-

DR. DEEPTI MUKESH
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH AT AHMEDABAD

ITEM No. 3
IA/153(MP)2021
in
(MP) CP(IB) 43 of 2020

Order under Section 10 IBC

IN THE MATTER OF:

Rajpal Autolink Pvt Ltd

.....Applicant

.....Respondent

Order delivered on ..27/08/2021

Coram:

Dr. Deepti Mukesh, Hon'ble Member(J)
Mr. Virendra Kumar Gupta, Hon'ble Member(T)

PRESENT:

For the Applicant : Learned Counsel Mr. VN Dubey for RP.

For the Respondent :

ORDER


IA 153(MP) 2021 is filed by RP seeking to pre-pone listing and hearing of IA 171 of 2020. Learned Counsel states he is not pressing for IA 137 of 2020 as mentioned in application. We allow this application.

We, therefore, direct that IA 171 of 2020 be listed on 17.09.2021.

IA 153 of 2021 is allowed in terms of above order and stands disposed of.


VIRENDRA KUMAR GUPTA
MEMBER (TECHNICAL)

nair


DR. DEEPTI MUKESH
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH AT AHMEDABAD

ITEM No. 4
CP/7(MP)2021

Order under Section 241 - 242

IN THE MATTER OF:

Narendra Kumar Agrawal

.....Applicant

V/s

Dadda Ji Hospitals Pvt Ltd & Ors

.....Respondent

Order delivered on ..27/08/2021

Coram:

Dr. Deepti Mukesh, Hon'ble Member(J)

Mr. Virendra Kumar Gupta, Hon'ble Member(T)

PRESENT:

For the Applicant : Learned counsel Mr. Jatin Sehgal for applicant

For the Respondent :

ORDER

Issue notice to the Respondent Nos.1 to 7 and to file affidavit of proof of service within two weeks.

The matter stands adjourned to 03.11.2021 for further consideration.


VIRENDRA KUMAR GUPTA
MEMBER (TECHNICAL)

nair

-SD-
DR. DEEPTI MUKESH
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH AT AHMEDABAD

ITEM No. 101
C.P.(IB)/3(MP)2021

Order under Section 95 IBC

IN THE MATTER OF:

Bank of Baroda
V/s
Monica Patwa

.....Applicant

.....Respondent

Order delivered on ..27/08/2021

Coram:

Dr. Deepti Mukesh, Hon'ble Member(J)
Mr. Virendra Kumar Gupta, Hon'ble Member(T)

PRESENT:

For the Applicant	: Learned counsel Mr. Saumitra Chaturvedi
For the Respondent	: Learned counsel Mr. Konark Gupta & RP Ms. Tina Saraswat

ORDER

Learned Counsel for the non –applicant/Financial Creditor states that Vakalatnama is filed. Two weeks' time is granted to file reply and, rejoinder, if any, within one week thereafter.

The matter stands adjourned to 27.10.2021 for further consideration.


VIRENDRA KUMAR GUPTA
MEMBER (TECHNICAL)

nair

-SD-

DR. DEEPTI MUKESH
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH AT AHMEDABAD

ITEM No. 102
C.P.(IB)/15(MP)2021

Order under Section 95 IBC

IN THE MATTER OF:

Bank of Baroda

V/s

Phool Kunwar Bai Patwa

.....Applicant

.....Respondent

Order delivered on ..27/08/2021

Coram:

Dr. Deepti Mukesh, Hon'ble Member(J)

Mr. Virendra Kumar Gupta, Hon'ble Member(T)

PRESENT:

For the Applicant

: Learned counsel Mr. Saumitra Chaturvedi

For the Respondent

: Learned counsel Mr. Konark Gupta & RP Ms. Tina
Saraswat

ORDER

Learned Counsel for the non –applicant/Financial Creditor states that Vakalatnama is filed. Two weeks' time is granted to file reply and, rejoinder, if any, within one week thereafter.

The matter stands adjourned to 27.10.2021 for further consideration.


VIRENDRA KUMAR GUPTA
MEMBER (TECHNICAL)

nair

-SD-

DR. DEEPTI MUKESH
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH AT AHMEDABAD

ITEM No. 103
C.P.(IB)/16(MP)2021

Order under Section 95 IBC

IN THE MATTER OF:

Bank of Baroda

V/s

Surendra Kumar Patwa

.....Applicant

.....Respondent

Order delivered on ..27/08/2021

Coram:

Dr. Deepti Mukesh, Hon'ble Member(J)

Mr. Virendra Kumar Gupta, Hon'ble Member(T)

PRESENT:

For the Applicant

: Learned counsel Mr. Saumitra Chaturvedi

For the Respondent

: Learned counsel Mr. Konark Gupta & RP Ms. Tina
Saraswat

ORDER

Learned Counsel for the non –applicant/Financial Creditor states that Vakalatnama is filed. Two weeks' time is granted to file reply and, rejoinder, if any, within one week thereafter.

The matter stands adjourned to 27.10.2021 for further consideration.


VIRENDRA KUMAR GUPTA
MEMBER (TECHNICAL)

nair

-SD-

DR. DEEPTI MUKESH
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH AT AHMEDABAD

ITEM No. 104
C.P.(IB)/17(MP)2021

Order under Section 95 IBC

IN THE MATTER OF:

Bank of Baroda

.....Applicant

V/s

Mahendra Kumar Patwa

.....Respondent

Order delivered on ..27/08/2021

Coram:

Dr. Deepti Mukesh, Hon'ble Member(J)

Mr. Virendra Kumar Gupta, Hon'ble Member(T)

PRESENT:

For the Applicant

: Learned counsel Mr. Saumitra Chaturvedi

For the Respondent

: Learned counsel Mr. Konark Gupta & RP Ms. Tina
Saraswat

ORDER

Learned Counsel for the non –applicant/Financial Creditor states that Vakalatnama is filed. Two weeks' time is granted to file reply and, rejoinder, if any, within one week thereafter.

The matter stands adjourned to 27.10.2021 for further consideration.


VIRENDRA KUMAR GUPTA
MEMBER (TECHNICAL)

nair

-SD-

DR. DEEPTI MUKESH
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH AT AHMEDABAD

ITEM No. 105
C.P.(IB)/18(MP)2021

Order under Section 95 IBC

IN THE MATTER OF:

Bank of Baroda

V/s

Bharat Kumar Patwa

.....Applicant

.....Respondent

Order delivered on ..27/08/2021

Coram:

Dr. Deepti Mukesh, Hon'ble Member(J)

Mr. Virendra Kumar Gupta, Hon'ble Member(T)

PRESENT:

For the Applicant

: Learned counsel Mr. Saumitra Chaturvedi

For the Respondent

: Learned counsel Mr. Konark Gupta & RP Ms. Tina
Saraswat

ORDER

Learned Counsel for the non –applicant/Financial Creditor states that Vakalatnama is filed. Two weeks' time is granted to file reply and, rejoinder, if any, within one week thereafter.

The matter stands adjourned to 27.10.2021 for further consideration.


VIRENDRA KUMAR GUPTA
MEMBER (TECHNICAL)

nair


DR. DEEPTI MUKESH
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH AT AHMEDABAD

ITEM No. 106

IA 5 of 2020

IA 88 of 2020

IA/80(MP)2021

in

TP 62 of 2019 [CP(IB) 191 of 2017]

Order under Section 7 IBC

IN THE MATTER OF:

Asset Reconstruction Company (India) Ltd

V/s

Dhar Textile Mills Ltd

.....Applicant

.....Respondent

Order delivered on ..27/08/2021

Coram:

Dr. Deepti Mukesh, Hon'ble Member(J)

Mr. Virendra Kumar Gupta, Hon'ble Member(T)

PRESENT:

For the Applicant

: Mr. Vishal Raval, Advocate

Mr. Vijayesh Atre, Advocate

Mr. Jaimin Dave, Advocate

For the Respondent

ORDER

IA No. 80 of 2020

This application is filed under Section 74 of the Code.

Learned Counsel for the monitoring committee states that copy of the rejoinder is served and will be filed within two days.

IA No. 88(MP) 2021

Pleadings are complete.

List IA No. 80 of 2020 and IA No. 88 of 2021 for hearing on **22.09.2021**

IA No. 5 of 2020

The Learned Counsel for the Applicant states that application is filed under Section 66 of the Code. Respondent No. 1 to 8 neither appeared and nor filed reply. Hence, ~~as a~~ last chance time is granted for filing reply, if any, within two weeks, failing which matter will be heard Ex-parte.

Parties are directed to serve copy of the pleadings to each other.

List IA No. 5 of 2020 on **08.10.2021**.



VIRENDRA KUMAR GUPTA
MEMBER (TECHNICAL)

VC

-SD-
DR. DEEPTI MUKESH
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH AT AHMEDABAD

ITEM No. 107

IA 14 of 2019

IA 25 of 2020

IA 159 of 2020

IA/35(MP)2021

in

TP 126 of 2019 [CP(IB) 240 of 2019]

Order under Section 9 IBC

IN THE MATTER OF:

Mukesh Agrawal

.....Applicant

V/s

Premshree Devcon Pvt Ltd

.....Respondent

Order delivered on ..27/08/2021

Coram:

Dr. Deepti Mukesh, Hon'ble Member(J)

Mr. Virendra Kumar Gupta, Hon'ble Member(T)

PRESENT:

For the Applicant

:Mr. Devul Dighe, Advocate

For the Respondent

:Mr. Rajat Lohia, Advocate

PCS Mr. Rushabh Shah

ORDER

IA No. 25 of 2020

Learned PCS for the RP states that Liquidation Application i.e. IA No. 25 of 2020 needs to be decided first.

Learned PCS for the RP undertakes to file compliance affidavit and Form H and other compliances as per provisions of law.

List IA No. 25 of 2020 for hearing on **06.10.2021**.

List other IAs on **21.10.2021**.


VIRENDRA KUMAR GUPTA
MEMBER (TECHNICAL)

vc


DR. DEEPTI MUKESH
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH AT AHMEDABAD

ITEM No. 108

IA/120(MP)2021

in

TP 49 of 2019 [CP(IB) 484 of 2019]

Order under Section 9 IBC

IN THE MATTER OF:

Samunnati Agro Solutions Pvt Ltd
V/s
Indian Soya Industries Pvt Ltd

.....Applicant

.....Respondent

Order delivered on ..27/08/2021

Coram:

Dr. Deepti Mukesh, Hon'ble Member(J)
Mr. Virendra Kumar Gupta, Hon'ble Member(T)

PRESENT:

For the Applicant	:	
For the Respondent	:	Ms. Soumya Sharma, Advocate for R-2
		Mr. V. N. Dubey, Advocate
		Mr. Rajat Lohia, Advocate

ORDER

IA/120(MP) 2021

This application is filed by the RP under Section 19 of the Code.

Learned Counsel for the RP states that cooperation from the Ex- directors is extended. Hence, this application can be listed with the other applications.

List the matter on 17.09.2021. The co-operation by the Ex- directors to be continued with the RP.


VIRENDRA KUMAR GUPTA
MEMBER (TECHNICAL)

vc


DR. DEEPTI MUKESH
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH AT AHMEDABAD

ITEM No. 109

TP 107 of 2019 [CP 4 of 2019]

Order under Section 241-242

IN THE MATTER OF:

Somesh Maheshwari & Ors

.....Applicant

V/s

Fair Black Infratech India Pvt Ltd & Ors

.....Respondent

Order delivered on ..27/08/2021

Coram:

Dr. Deepti Mukesh, Hon'ble Member(J)

Mr. Virendra Kumar Gupta, Hon'ble Member(T)

PRESENT:

For the Applicant :

For the Respondent : Mr. Arjun Pitti, Advocate

ORDER

None for the Petitioner. The documents of the petitioner are uploaded on e-portal. The documents of the respondent are not uploaded on e-portal. Respondents are directed to e-file their respective documents on e-portal within two weeks.

List the matter for hearing on 15.11.2021.


VIRENDRA KUMAR GUPTA
MEMBER (TECHNICAL)

vc

-SD-

DR. DEEPTI MUKESH
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH AT AHMEDABAD

ITEM No. 110
IA 58 of 2020
IA 83 of 2020
IA 149 of 2020
MA/5(MP)2021
in
(MP) CP 12 of 2020

Order under Section 241-242 r.w 59Co.Act,2013

IN THE MATTER OF:

Ramandeep Singh Poonia & Anr
V/s
Ultra Broadband Services Pvt Ltd & Ors

.....Applicant

.....Respondent

Order delivered on ..27/08/2021

Coram:

Dr. Deepti Mukesh, Hon'ble Member(J)
Mr. Virendra Kumar Gupta, Hon'ble Member(T)

PRESENT:

For the Applicant : Mr. Vijayesh Atre, Advocate
For the Respondent :

ORDER

MA/5(MP) 2021

This application is jointly filed by both the Petitioners and all the Respondent nos. 1 to 6 praying to take on record of MOS dated 14.09.2020 and supplementary agreement dated 25.09.2020 and to allow to withdraw the petition. Considering the submissions made by the Learned Counsel for the petitioners, MOS and supplementary affidavit are taken on record. Accordingly, the main petition No. (MP) CP 12 of 2020 filed under Section 241-242 read with Section 59 of the Companies Act, 2013 is allowed to be withdrawn and stands disposed of.

All other pending applications also stand disposed in view of main matter withdrawn.


VIRENDRA KUMAR GUPTA
MEMBER (TECHNICAL)

vc

-SD-
DR. DEEPTI MUKESH
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH AT AHMEDABAD

ITEM No. 111

TP 225 of 2019 [CP 65 of 2019]

Order under Section 248(8) r.w 271(d) & 271(e) of Co.Act,2013

IN THE MATTER OF:

Priyadarshan Garg

.....Applicant

V/s

Lakshya Realities Pvt Ltd & Ors

.....Respondent

Order delivered on ..27/08/2021

Coram:

Dr.Deepti Mukesh, Hon'ble Member(J)

Mr.Virendra Kumar Gupta, Hon'ble Member(T)

PRESENT:

For the Applicant

:Ms. Snehi Saraf, Advocate on behalf of
Mr. Shekhar Sharma, Advocate

For the Respondent

:

ORDER

Learned Counsel for the applicant seeks further time to upload all the pleadings on e-portal. The applicant also states that service is complete and undertakes to file service affidavit.

List the matter on 30.09.2021.


VIRENDRA KUMAR GUPTA
MEMBER (TECHNICAL)

vc

-SD-
DR. DEEPTI MUKESH
MEMBER (JUDICIAL)

IN THE NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH AT AHMEDABAD

ITEM No. 112
C.P.(CAA)/6(MP)2021
in
C.A.(CAA)/2(MP)2021

Order under Section 230-232 of Co,2013

IN THE MATTER OF:

Pioneer Infraestates Pvt. Ltd
Venktesh Softech Pvt Ltd
Venktesh Realtors Pvt. Ltd
Choudhary Builders Pvt. Ltd
Brilliant Estates Ltd

.....Applicant

Order delivered on ..27/08/2021

Coram:

Dr. Deepti Mukesh, Hon'ble Member(J)
Mr. Virendra Kumar Gupta, Hon'ble Member(T)

PRESENT:

For the Applicant : PCS Mr. Ashish Shah
For the Respondent :

ORDER

The order is pronounced in open Court, vide separate sheet.


VIRENDRA KUMAR GUPTA
MEMBER (TECHNICAL)

vc

- SD -
DR. DEEPTI MUKESH
MEMBER (JUDICIAL)

BEFORE THE NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH AT AHMEDABAD

COMPANY APPLICATION NO.CP(CAA) -6/(MP)/2021

In the matter of:

Sections 230 - 232 and other applicable provisions of the Companies Act, 2013 read with the Companies (Compromises, Arrangements and Amalgamations) Rules, 2016

AND

IN THE MATTER OF SCHEME OF AMALGAMATION OF:

Pioneer Infraestates Private Limited

...Petitioner Transferor Company-1

Shri Venkatesh Softech Private Limited

...Petitioner Transferor Company-2

Shri Venkatesh Realtors Private Limited

...Petitioner Transferor Company-3

Choudhary Builders Private Limited

...Petitioner Transferor Company-4

WITH

Brilliant Estates Limited

...Petitioner Transferee Company

Order Pronounced on 27th August, 2021

CORAM:

DR.DEEPTI MUKESH , MEMBER (J)

MR. VIRENDRA KUMAR GUPTA, MEMBER (T)

For the Petitioner: PCS Mr. Ashish Shah

ORDER

Per Bench


This Petition by way of Second Motion is admitted and fixed for hearing and final disposal on 26th October, 2021

1. Learned Counsel for the Petitioner Companies submits that in terms of Order dated **12th March, 2021** passed by this Tribunal in **Company Application No. CA(CAA)-2(MP)2021**, the meeting of the Equity Shareholders of the Applicant Transferor Company and Transferee Company were dispensed with. In respect to secured and unsecured creditors of applicant company no.4 and Transferee Company directions were issued for convening the meeting vide the same order.
2. Subsequently, in compliance of the order dated **12th March, 2021** the aforementioned meetings were duly convened on **24th April, 2021 at 1.00 p.m. at the registered office of the Company at 8th Floor, Brilliant Platina, Plot No. 8, Scheme No. 78, Part-II, Indore (M.P.) 452010** and the proposed Scheme was unanimously approved by the members present and voting in the respective meetings. The reports of the Chairperson and Scrutinizer have also been placed on record. The reports were filed on **30th July, 2021** and present petition is filed within time.

3. The Petitioner shall advertise Notice of hearing of this petition in the daily newspapers namely, the "**Free Press**" in English and "**Choutha Sansar**" Hindi having circulation in Indore, not less than 10 days before the aforesaid date fixed for hearing.
4. In addition to the above public notice, the petitioner companies shall individually serve the notice of the Petition on the following Authorities namely, (a) **Central Government through Regional Director** (Northern - Western Region) at Ahmedabad, (b) **Registrar of Companies**, at Gwalior, Madhya Pradesh (c) **the Income Tax Department** at White Church Road, Indore (d) **Official Liquidator** attached to High Court of Madhya Pradesh and to such other Sectoral Regulatory Authorities who may govern the working of the respective Companies involved in the Scheme at least 30 days before the date fixed for hearing of the above Petition.
5. All the petitioners, shall at least 7 days before the date of hearing of the petition file an affidavit of service in relation to the paper publication effected as well as service of notices on the Authorities specified above including the Sectoral Regulator.
6. Objections, if any, to the Scheme contemplated by the authorities to whom notices have been given, may file their objections on or before the date of hearing fixed herein, failing which it will be considered that there is no objection on the part of the authorities to the approval of the Scheme by this Tribunal, subject to other conditions being satisfied as may be applicable under the Companies Act, 2013 and relevant rules framed thereunder.

7. The matter is fixed for final hearing on 26th October, 2021.


VIRENDRA KUMAR GUPTA
MEMBER (TECHNICAL)


DR. DEEPTI MUKESH
MEMBER (JUDICIAL)

VC

IN THE NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH AT AHMEDABAD

ITEM No. 113

C.P.(CAA)/4(MP)2021 in CA(CAA)07 of 2021

Order under Section 230-232 Co.Act 2013

IN THE MATTER OF:

Arneel Technocrafts Pvt Ltd
Ancile Industries Pvt Ltd

.....Applicant

Order delivered on ..27/08/2021

Coram:

Dr.Deepti Mukesh, Hon'ble Member(J)
Mr.Virendra Kumar Gupta, Hon'ble Member(T)

PRESENT:

For the Applicant :
For the Respondent :

ORDER

The case is fixed for pronouncement of order.

The order is pronounced in open court vide separate sheet.


VIRENDRA KUMAR GUPTA
MEMBER (TECHNICAL)

-SD-

DR. DEEPTI MUKESH
MEMBER (JUDICIAL)

BEFORE THE NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH AT AHMEDABAD

COMPANY APPLICATION NO.CP(CAA) -4/(MP)/2021

In the matter of:

Sections 230 - 232 and other applicable provisions of the Companies Act, 2013 read with the Companies (Compromises, Arrangements and Amalgamations) Rules, 2016

AND

IN THE MATTER OF SCHEME OF AMALGAMATION OF:

ARNEEL TECHNOCRAFTS PRIVATE LIMITED

...Petitioner Company No.1 /Transferor Company

WITH

ANCILE INDUSTRIES PRIVATE LIMITED

...Petitioner Company No.2/Transferee Company

Order Pronounced on: 27.08.2021.

CORAM:

DR.DEEPTI MUKESH , MEMBER (J)

MR. VIRENDRA KUMAR GUPTA, MEMBER (T)

For the Applicant: Ld. Adv. Mr. Ravi Pahwa

ORDER

Per Dr. Deepti Mukesh, Member (Judicial)

This petition by way of Second Motion is admitted and fixed for hearing and final disposal on **25th October, 2021**.

2. Learned Counsel for the Petitioner Companies submits that in terms of Order dated 23rd April, 2021 passed by this Tribunal in Company Application No. CA(CAA)-7(MP)2021, the meeting of all the Equity Shareholders of both the applicant companies and meetings of unsecured and secured creditors of the applicant company no. 2 were dispensed with. In respect to secured and unsecured creditors of applicant company no.1, directions were issued for convening of their respective meetings vide same order.

Subsequently, in compliance of the order dated 23rd April, 2021 the aforementioned meetings were duly convened on 11th June, 2021 and the proposed Scheme was unanimously approved by the members present and voting in the respective meetings. The reports of the Chairperson and Scrutinizer have also been placed on record. The reports were filed on 05.07.2021 and present petition is filed within time.

3. It is therefore now directed that the notice of final hearing is fixed for 25th October, 2021 and shall be advertised in the daily newspapers namely, the "Business Standard" in English and Hindi having circulation in Bhopal, not less than 10 days before the aforesaid date fixed for hearing.


4. In addition to the above public notice, the petitioner companies shall individually serve the notice of the Petition on the following Authorities namely, (a) Central Government through Regional Director (Northern -Western Region) at Ahmedabad, (b) Registrar of Companies, at Gwalior, Madhya Pradesh (c) the Income Tax Department at White

Church Road, Indore (d) Official Liquidator attached to High Court of Madhya Pradesh and to such other Sectoral Regulatory Authorities who may govern the working of the respective Companies involved in the Scheme at least 30 days before the date fixed for hearing of the above Petition.

5. All the applicants, shall at least 7 days before the date of hearing of the petition file an affidavit of service in relation to the paper publication effected as well as service of notices on the Authorities specified above including the Sectoral Regulator.

6. Objections, if any, to the Scheme contemplated by the authorities to whom notices have been given, may file their objections on or before the date of hearing fixed herein, failing which it will be considered that there is no objection on the part of the authorities to the approval of the Scheme by this Tribunal, subject to other conditions being satisfied as may be applicable under the Companies Act, 2013 and relevant rules framed thereunder.


(VIRENDRA KUMAR GUPTA)
MEMBER (TECHNICAL)


(DR. DEEPTI MUKESH)
MEMBER (JUDICIAL)

Rajeev