

## ***NCLT, KOCHI BENCH***

### **Daily Orders – Draft**

In the Bench of: Shri Ashok Kumar Borah, Member (Judicial)

**Date: 31<sup>st</sup> March 2021**

**1 IA/15/KOB/2020 IN TCP/01(KOB)/2020 (CP/20/1985/HC)**

Learned counsel for the Applicant Smt Sindhu Lekshmi as well as learned counsel for R1-R3 Shri Joseph Antony and learned counsel for R4 and R5 Shri Rohith R. Shenoy appeared through VC. This IA will be taken up along with the main TCP on 21.05.2021. List on **21.05.2021**.

**2 TCP/01(KOB)/2020 (CP/20/1985/HC)**

Learned counsel for the Petitioners Shri Joseph Antony as well as learned counsel for R1 & R2 Shri Rohith R. Shenoy and learned counsel for R3 Smt. Sindhu Lekshmi appeared through VC. Though notice was duly served to the impleaded four legal heirs of deceased R4, they neither filed the counter nor appeared today.

This case was filed in the year 1985. The learned counsel for the Petitioners submitted that since the cause of action has been occurred 36 years ago and the fact that some of the prayers in the CP have already been infructuous, he wants to get instructions from his clients whether to proceed with the case or not and hence sought an adjournment. **Adjourned to 21.05.2021**.

Registry is directed to issue copy of this order to the learned counsel of the respective parties.

**3 CA/09/KOB/2021**

Learned counsel for the Appellant Shri A.K.Muhammed Hashim appeared through VC. This case is posted today for the report of ROC. But ROC has not yet filed his report. Registry is directed to issue a reminder notice to ROC through special messenger for his report. **List on 07.04.2021**.

**4 CP(CAA)/06/KOB/2020**

Learned counsel for the Applicant Shri Gokul RI appeared through VC. In compliance with our Order dated 25.01.2021 in CA(CAA)/19/KOB/2019 and CA(CAA)/20/KOB/2019 the petitioners have served notice to the Statutory

Authorities and filed proof of service. But none of the Statutory Authorities have filed any report. Therefore, it is presumed under Section 230(5) of the Companies Act, 2013 that the Statutory authorities including RD/ROC and Income Tax have no objection in the matter of amalgamation between the Transferor and Transferee Companies.

The Petitioner Companies are directed to submit the draft of the paper publication before the Registry for approval and make the approved paper publication in the same newspapers as ordered at the application stage, ie. Financial Express (English) and Janayugam (Malayalam) with a clear 10 days' notice before the date fixed for final hearing and file proof of paper publication with an affidavit well before the final hearing fixed.

**List on 17.05.2021 for final hearing.**

Registry is directed to issue copy of this order to the learned counsel of the Petitioners.

**5 IA/58/KOB/2019 IN CP/114/KOB/2019**

Learned counsel for the applicant Shri Sukumar Nainan Oommen appeared through VC. Learned counsel for R1 & R2 Shri P.Sanjay, learned PCS for R3 Shri P.P.Zibi Jose and learned counsel for R4 Shri Sumit Agarwal also appeared through VC. Learned counsel for the petitioner argued the CP/114/KOB/2019 for some time. List this IA alongwith CP 114/KOB/2019 **on 05.04.2021 at 2.30 pm (part heard).**

**6 IA 83/KOB/2020 IN CP/114/KOB/2019**

Learned counsel for the applicant Shri Sukumar Nainan Oommen appeared through VC. Learned counsel for R1 & R2 Shri P.Sanjay, learned PCS for R3 Shri P.P.Zibi Jose and learned counsel for R4 Shri Sumit Agarwal also appeared through VC. Learned counsel for the petitioner argued the CP/114/KOB/2019 for some time. List this IA alongwith CP 114/KOB/2019 **on 05.04.2021 at 2.30 pm (part heard).**

**7 IA/87/KOB/2020 IN CP/114/KOB/2019**

Learned counsel for the applicant Shri Sukumar Nainan Oommen appeared through VC. Learned counsel for R1 & R2 Shri P.Sanjay, learned PCS for R3 Shri P.P.Zibi Jose and learned counsel for R4 Shri Sumit Agarwal also appeared through VC. Learned counsel for the petitioner argued the CP/114/KOB/2019 for some time. List this IA alongwith CP 114/KOB/2019 **on 05.04.2021 at 2.30 pm (part heard).**

**8 IA/95/KOB/2020 IN CP/114/KOB/2019**

Learned counsel for the applicant Shri Sukumar Nainan Oommen appeared through VC. Learned counsel for R1 & R2 Shri P.Sanjay, learned PCS for R3 Shri P.P.Zibi Jose and learned counsel for R4 Shri Sumit Agarwal also appeared through VC. Learned counsel for the petitioner argued the CP/114/KOB/2019 for some time. List this IA alongwith CP 114/KOB/2019 **on 05.04.2021 at 2.30 pm (part heard).**

**9 CP/114/KOB/2019**

Learned counsel for the Petitioner Shri Sukumar Nainan Oommen appeared through VC. Learned counsel for R1 & R2 Shri P.Sanjay, learned PCS for R3 Shri P.P.Zibi Jose and learned counsel for R4 Shri Sumit Agarwal also appeared through VC. Learned counsel for the petitioner argued for some time. List **on 05.04.2021 at 2.30 pm for further arguments as Part Heard.**

**10 IA/65/KOB/2019 IN CP/119/KOB/2019**

Learned counsel for the applicant Shri Sukumar Nainan Oommen appeared through VC. Learned counsel for R1 & R2 Shri P.Sanjay, learned PCS for R3 Shri P.P.Zibi Jose and learned counsel for R4 Shri Sumit Agarwal also appeared through VC. Learned counsel for the petitioner argued the CP/114/KOB/2019 for some time. List this IA alongwith CP 114/KOB/2019 **on 05.04.2021 at 2.30 pm**

**11 IA/84/KOB/2020 IN CP/119/KOB/2019**

Learned counsel for the applicant Shri Sukumar Nainan Oommen appeared through VC. Learned counsel for R1 & R2 Shri P.Sanjay, learned PCS for R3 Shri P.P.Zibi Jose and learned counsel for R4 Shri Sumit Agarwal also appeared through VC. Learned counsel for the petitioner argued the CP/114/KOB/2019 for some time. List this IA alongwith CP 114/KOB/2019 **on 05.04.2021 at 2.30 pm .**

**12 IA/86/KOB/2020 IN CP/119/KOB/2019**

Learned counsel for the applicant Shri Sukumar Nainan Oommen appeared through VC. Learned counsel for R1 & R2 Shri P.Sanjay, learned PCS for R3 Shri P.P.Zibi Jose and learned counsel for R4 Shri Sumit Agarwal also appeared through VC.

Learned counsel for the petitioner argued the CP/114/KOB/2019 for some time. List this IA alongwith CP 114/KOB/2019 **on 05.04.2021 at 2.30 pm .**

**13 IA/93/KOB/2020 IN CP/119/KOB/2019**

Learned counsel for the applicant Shri Sukumar Nainan Oommen appeared through VC. Learned counsel for R1 & R2 Shri P.Sanjay, learned PCS for R3 Shri P.P.Zibi Jose and learned counsel for R4 Shri Sumit Agarwal also appeared through VC. Learned counsel for the petitioner argued the CP/114/KOB/2019 for some time. List this IA alongwith CP 114/KOB/2019 **on 05.04.2021 at 2.30 pm.**

**14 CP/119/KOB/2019**

Learned counsel for the applicant Shri Sukumar Nainan Oommen appeared through VC. Learned counsel for R1 & R2 Shri P.Sanjay, learned PCS for R3 Shri P.P.Zibi Jose and learned counsel for R4 Shri Sumit Agarwal also appeared through VC. List alongwith CP/114/KOB/2019 **on 05.04.2021 at 2.30 pm .**

**15 IA/85/KOB/2020 IN CP/125/KOB/2019**

Learned counsel for the applicant Shri Sukumar Nainan Oommen appeared through VC. Learned counsel for R1 & R2 Shri P.Sanjay, learned PCS for R3 Shri P.P.Zibi Jose and learned counsel for R4 Shri Sumit Agarwal also appeared through VC. Learned counsel for the petitioner argued the CP/114/KOB/2019 for some time. List this IA alongwith CP 114/KOB/2019 **on 05.04.2021 at 2.30 pm .**

**16 IA/88/KOB/2020 IN CP/125/KOB/2019**

Learned counsel for the applicant Shri Sukumar Nainan Oommen appeared through VC. Learned counsel for R1 & R2 Shri P.Sanjay, learned PCS for R3 Shri P.P.Zibi Jose and learned counsel for R4 Shri Sumit Agarwal also appeared through VC. Learned counsel for the petitioner argued the CP/114/KOB/2019 for some time. List this IA alongwith CP 114/KOB/2019 **on 05.04.2021 at 2.30 pm .**

**17 IA/94/KOB/2020 IN CP/125/KOB/2019**

Learned counsel for the applicant Shri Sukumar Nainan Oommen appeared through VC. Learned counsel for R1 & R2 Shri P.Sanjay, learned PCS for R3 Shri P.P.Zibi Jose and learned counsel for R4 Shri Sumit Agarwal also appeared through VC. Learned counsel for the petitioner argued the CP/114/KOB/2019 for some time. List this IA alongwith CP 114/KOB/2019 **on 05.04.2021 at 2.30 pm .**

18 CP/125/KOB/2019

Learned counsel for the applicant Shri Sukumar Nainan Oommen appeared through VC. Learned counsel for R1 & R2 Shri P.Sanjay, learned PCS for R3 Shri P.P.Zibi Jose and learned counsel for R4 Shri Sumit Agarwal also appeared through VC. List alongwith CP/114/KOB/2019 on **05.04.2021 at 2.30 pm** .