

**BEFORE THE NATIONAL COMPANY LAW TRIBUNAL  
BENGALURU BENCH, BENGALURU**

C.P No. 513/BB/2018

U/s 252 of the Companies Act, 2013

R/w Rule 87A of NCLT (Amendment) Rules, 2016

In the matter of

**Pinakin Energy Private Limited,**

16/4, Ground Floor, 2<sup>nd</sup> Cross, Gupta Layout,  
Southend Road, Basavanagudi,  
Bengaluru-560004.

**Petitioner**

**Versus**

The Registrar of Companies,  
Karnataka  
2nd Floor, E-Wing, Kendriya Sadan,  
Koramangla,  
Bengaluru-560034.

**Respondent**

**Coram:**

1. Hon'ble Shri Rajeswara Rao Vittanala, Member (Judicial)
2. Hon'ble Shri Ashok Kumar Mishra, Member (Technical)

**Date of Order: 17<sup>th</sup> September, 2018**

**Parties/Counsel Present:**

For the Petitioner: *Shri. Sudhendra. K.S, P.C.S., [Absent]*


**ORDER**

Per: **Hon'ble Shri Ashok Kumar Mishra, Member (Technical)**

- 1) None appeared for the Petitioner. The Company Petition is filed by **Pinakin Energy Private Limited** /Petitioner Company U/s 252(3) of the Companies Act, 2013, by inter-alia seeking for directing the Respondent to restore the name of Company in the Register of Companies maintained by the Registrar of Companies, Karnataka as if its name had not been struck off from the rolls of the Register.

- 2) The Registry has allotted Diary No. 1546/BB/2018, and on scrutiny of the Petition on 03.05.2018, the office has found several defects in the Petition, and the same was communicated to the Counsel/PCS, for compliance by granting 10 days time to comply the objection and to submit the same in the Registry. The said office objections alongwith Petition copy were returned back to the PCS/Counsel on 03/05/2018, but so far the/Counsel PCS has not taken any steps either to resubmit the Petition or to rectify the office objections.
- 3) Since the Petitioner or its Representative failed to comply with the office objections and to resubmit the Petition, the case was posted for compliance of office objections on 04/09/2018. On 04/09/2018 also, neither Counsel nor any Representative appear to represent the case before the Tribunal. Therefore, the case is directed to post it under the caption "**For dismissal on 17/09/2018**". Today also none appears for the Applicant/Petitioner. Therefore, it shows that the Applicant/Petitioner is not interested to prosecute the case further, and thus it is liable to be rejected.
- 4) Hence, C.P No. 513/BB/2018 is hereby rejected for non-prosecution of the case and non-compliance of office objections.

  
(ASHOK KUMAR MISHRA)  
MEMBER, TECHNICAL

  
(RAJESWARA RAO VITTANALA)  
MEMBER, JUDICIAL