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**NATIONAL COMPANY LAW TRIBUNAL
KOLKATA BENCH
KOLKATA**

C.P.No. 26/2016

**Present: 1. Hon'ble Member (J) Shri Vijai Pratap Singh
2. Hon'ble Member (T) Shri S. Vijayaraghavan**

ATTENDANCE-CUM-ORDER SHEET OF THE HEARING ON 16th May, 2017, 10.30 A.M

Name of the Company		Sajan Kumar Bhagat HUF & Ors. -Versus- Kamini Ferrous Limited & Ors.	
Under Section		241/242	
Sl. No.	Name & Designation of Authorized Representative (IN CAPITAL LETTERS)	Appearing on behalf of	Signature with date

1. CS. SANJAY KUMAR GUPTA
(FCS)

2. CS. ROHIT KUMAR KESHARI
(PCS)

Respondent no.
1-10.

Sanjay
16/05/2017

Rohit Keshari
16.05.17

1. Ratnanku Banerji, Sr. Adv

2. Gaurav Khaitan, Adv

3. Anubhav Sinha, Adv

4. Nishalya Dasgupta, Adv

5. Shounak Mittra, Adv

6. Aritha Basu, Adv

for
petitioners.

GKhatu
Adv.
16.5.17

P.T.O.

16/05/2017 – CP No. 26/2016 (IA 101/2017) – Kamini Ferrous

ORDER

Ld. Counsels for the petitioners and the respondent nos. 1 to 10 are present.

It appears from the record that on 1st May 2017 petitioner was granted time to file rejoinder on 2nd May, 2017. But it has been filed on 04/05/2017 without seeking leave of the Court. Petitioner is in default in filing the rejoinder. Rejoinder is taken on record subject to payment of cost of Rs.3,000/-, which is payable to the State Legal Service Authority, West Bengal. Ld. Pr., CS for the respondents made a request that his objection may be noted in this respect, because non-filing of rejoinder in time is in violation of NCLT Rules. Ld. Pr. CS for the respondents has pointed out that petitioner has served copy of the reply to the demurrer application on 8th May, 2017, but it is unsigned and without bearing any stamp of Notary Public. Ld. Pr. CS for the respondent also pressed that as per NCLT Rules petitioner is to serve exact copy of the reply which he has filed in the Court.

Without going into merit of the case we hereby order the petitioner to supply exact copy of the reply within three days to the



respondents. Thereafter respondents may ^{file} ~~reply~~ rejoinder within ²¹ seven days.

List the matter on 18/07/2017 for further order.

^{sd/-}
(S. Vijayaraghavan)
Member (T)

^{sd/-}
(Vijai Pratap Singh)
Member (J)