

**IN THE NATIONAL COMPANY LAW TRIBUNAL
"CHANDIGARH BENCH, CHANDIGARH"**

CP (IB) No.48/Chd/Hry/2017

**Under Section 9 of the IBC, 2016
read with Rule 6 of the IB (Application
to Adjudicating Authority) Rules 2016.**

In the matter of:

M/s. Agility Logistics Pvt. Ltd.
having its registered office at
Polaris, A-501/502/503, B-501/503,
5th Floor, C.T.S.No.604A/3 Off Marol
Maroshi Road, Marol, Andheri-East
Mumbai-400059, India.

...Operational Creditor/Applicant

Versus.

M/s. Lakshmi Precision Screws Ltd.
having its registered office at
46/1 Milestone, Hissar Road,
Rohtak, Haryana-124001, India.

...Corporate Debtor.

Order delivered on: 27.07.2017

Coram: Hon'ble Mr. Justice R.P.Nagrath, Member(Judicial).

For the petitioner: Ms. Neha Sonawane, Advocate


For the respondent: None.

Order (Oral)

Learned counsel for the petitioner at the outset submits that
the Resolution relied upon by the petitioner is Annexure-C passed on
16.06.2017 by the Board of Directors authorising to file the petition under

P. Gupta

Insolvency and Bankruptcy Code, 2016 and under Section 271 of the Companies Act, 2013 which was not even enforced. This resolution does not authorise the filing of petition under the Insolvency and Bankruptcy Code. In view of the above, learned counsel for the petitioner seeks and is permitted to withdraw the instant petition with liberty to file fresh petition on the same cause of action, if so advised.



(Justice R.P. Nagrath)
Member (Judicial)
Adjudicating Authority


July 27, 2017
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