

**BEFORE THE NATIONAL COMPANY LAW TRIBUNAL
HYDERABAD BENCH AT HYDERABAD**

CA No.3/441/HDB/2017

Date of Order: 08.03.2017

Between:

Global Infraprojects and Builders Private Limited
(Represented by Ravindranath Kancherla)
Plot No. 303F, Road No.25
Jubilee Hills, Hyderabad – 500033
Telangana

..... Applicant

AND

The Registrar of Companies
2nd Floor, Corporate Bhawan
Bandlaguda, Nagole
Tattiannaram Village
Hayat Nagar Mandal, Ranga Reddy District
Hyderabad – 500068

... Respondent



**CERTIFIED TO BE TRUE COPY
OF THE ORIGINAL**

Counsel for the Applicant:

Sh.A.Nagaraj Kumar

CORAM:

Hon'ble Mr. Rajeswara Rao Vittanala, Member (Judicial)

Hon'ble Mr. Ravikumar Duraisamy, Member (Technical)

ORDER

(As per Rajeswara Rao Vittanala, Member (J))

1. Heard Sh.A.Nagaraj Kumar, Learned Counsel for Petitioner.
2. The present application has been filed under Section 441 of the Companies Act, 2013 for compounding of offence committed under sub-section 2 of Section 185 of the Companies Act, 2013, by interalia seeking the Tribunal to dispose of the application by declaring that there is no violation or contravention, requiring compounding of the offence and, in

case, there is a contravention of Section 185 of the Companies Act, 2013, it may be compounded on payment of nominal/minimum fees by the Applicant Company.

3. Case was heard on 22.02.2017, and posted to today at the request of Learned Counsel for the Petitioner.
4. The Registrar of Companies (RoC) furnished a report vide ROCH/LEGAL/ Sec185(2)/441/GIBPL/STA(CK)/2017 dated 24.01.2017, by affirming details of Application and other violation, but it has submitted that though the Company is regular in filing Annual Returns and Balance Sheets, the Applicant has not admitted violation in question.
5. The learned counsel for the Petitioner wanted to withdraw the Petition with a liberty to approach Tribunal as and when required.
6. We have considered the submission of Learned Counsel for Petitioner and we are inclined to accept the submissions of learned counsel for Petitioner. Hence, CA No. 3/441/HDB/2017 is disposed of as "withdrawn" by granting liberty to the applicant to file the Application as and when the Applicant wants to file a case for the same cause of action, in accordance with law.



Sd/-

RAVIKUMAR DURAISAMY
MEMBER (T)

Sd/-

RAJESWARA RAO VITTANALA
MEMBER (J)

V. Annapoorna
V. ANNA POORNA
Asst. DIRECTOR
NCLT, HYDERABAD - 68