

BEFORE THE NATIONAL COMPANY LAW TRIBUNAL,  
MUMBAI BENCH

COMPANY SCHEME PETITION NO. 318 OF 2017

IN

COMPANY SCHEME APPLICATION NO. 190 OF 2017

In the matter of the Companies Act, 2013 (18 of 2013);

AND

In the matter of Sections 391 to 394, Section 100 and the applicable provisions of the Companies Act, 1956 and the Companies Act, 2013 & the Rules framed thereunder as in force from time to time.

AND

In the matter of Sections 230 to 232 read with section 66 of the Companies Act, 2013 and other relevant provisions of the Companies Act, 2013 along with the Companies Act, 1956.

AND

In the matter of Scheme of Arrangement between  
ALMET HEALTHCARE PRIVATE LIMITED (the  
Demerged Company) and SEVEN STAR FRUITS  
PRIVATE LIMITED (the Resulting Company)

SEVEN STAR FRUITS PRIVATE )

LIMITED, a company incorporated under )

the Companies Act, 1956 having its )

registered office at 19, Raj Mahal, 84, Veer )

Nariman Road, Mumbai - 400020. )

...Petitioner Company.

Called for Admission of Petition:

Rajesh Shah, Advocate along with Ahmed M. Chunawala, Advocate i/b Rajesh Shah & Co., Advocates for the Petitioner

Coram: SH. B.S.V. Prakash Kumar Hon'ble Member (Judicial) and SH. V. Nallasenapathy Hon'ble Member (Technical)

Date: 8<sup>th</sup> June, 2017.

**MINUTES OF THE ORDER**

1. Petition Admitted.
2. Petition fixed for hearing and final disposal on 5<sup>th</sup> July, 2017.
3. Learned Counsel for the Petitioner states that in pursuance of the directions contained in Order dated 1<sup>st</sup> March, 2017 passed by the National Company Law Tribunal, Mumbai Bench in the Company Application No. 190 of 2017, the meeting of Equity Shareholders and Preference Shareholders was held on 11<sup>th</sup> April, 2017 and the requisite quorum was present and the Scheme was approved unanimously by the Equity Shareholders and Preference Shareholders without modifications. The Chairman appointed for the meeting has filed his affidavit verifying his report dated 11<sup>th</sup> April, 2017 which is annexed as Exhibit 'H' and H-1 to the petition.
4. The Learned Counsel for the Petitioner Company further submits that the Company Petition is filed in consonance with section 230 to 232 of the Companies Act, 2013 along with the Order passed in Company Application No. 190 of 2017 by the National Company Law Tribunal, Mumbai Bench.
5. At least 10 days before the date fixed for hearing, Petitioner to publish the notice of hearing of Petition in two local newspapers viz. "Free Press Journal", in English language and translation thereof in "Navashakti", in Marathi language, both having circulation in Mumbai as per Rule 15 of the Companies (Compromises, Arrangements and Amalgamations) Rules, 2016.
6. The Petitioner to file an affidavit of service regarding the directions given by the Tribunal three days before the date fixed for final hearing and do

report to this Tribunal that the direction regarding the issue of advertisement of the notice has been duly complied with.

Sd/-

V. Nallasenapathy Member (T)

Sd/-

B.S.V Prakash Kumar Member (J)