

IN THE NATIONAL COMPANY LAW TRIBUNAL,  
MUMBAI BENCH

CSP NO. 676 OF 2017

Under Section 230-232 of the Companies  
Act, 2013

In the matter of Scheme of Amalgamation of  
Indocen Electronic System Private Limited  
the Transferor Company with Elcome  
Integrated Systems Private Limited, the  
Transferee Company.

Elcome Integrated Systems Private Limited

....Petitioner Company/ the Transferee Company

Order delivered on 21<sup>st</sup> September, 2017

Coram:

Hon'ble B.S.V. Prakash Kumar Hon'ble Member (J)

Hon'ble V. Nallasenapathy Hon'ble Member (T)

For the Petitioner(s): Mr. Rajesh Shah, Advocate along with Ahmed M.  
Chunawala, Advocate i/b Rajesh Shah & Co., Advocates for the  
Petitioner

Per: SH. B.S.V. Prakash Kumar, Hon'ble Member (J)

ORDER

1. Petition Admitted.
2. Petition fixed for hearing and final disposal on 18<sup>th</sup> October, 2017.
3. Learned Counsel for the Petitioner states that in pursuance of the directions contained in Order dated 20<sup>th</sup> April, 2017 passed by the National Company Law Tribunal, Mumbai Bench in the Company Application No. 393 of 2017, the meeting of Equity Shareholders

was held on 5<sup>th</sup> June, 2017 and the requisite quorum was present and the Scheme was approved unanimously by the Equity Shareholders without modifications. The Chairman appointed for the meeting has filed his affidavit verifying his report dated 28<sup>th</sup> June, 2017 which is annexed as Exhibit 'H' 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. 393 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)