

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
COMPANY SUMMONS FOR DIRECTION NO. 276 OF 2015

In the matter of the Companies Act,
1956/2013

AND

In the matter of application under Sections
391 to 394 of the Companies Act, 1956

AND

In the matter of Suruchi Holdings Private
Limited, a company incorporated under the
provisions of the Act, 1956;

AND

In the matter of Scheme of Amalgamation

Of

Suruchi Holdings Private Limited,

And

Samiran Jaipur Windfarms Private Limited

With

Tanti Holdings Private Limited

Suruchi Holdings Private Limited, a)
company incorporated under the)
provisions of the Companies Act, 1956)
and having its registered office at C-6,))
Phase-1, Liberty Co-operative Society,))
North Main Road, Koregaon Park, Pune-))
411001.)

.....Applicant Company

Called Summons for Direction for Hearing

Mr. Naser Ali Rizvi a/w Mr. Jayesh Gawde i/b. M/s. Thakore Jariwala & Associates, Advocates for Applicant.

Coram: S. J. Kathawalla, J.

Date : 10th April, 2015

MINUTES OF THE ORDER

UPON the application of the Applicant above named by Company Summons for Direction AND UPON hearing Mr. Naser Ali Rizvi a/w Mr. Jayesh Gawde, instructed by M/s. Thakore Jariwala and Associates, Advocates for the Applicant Company AND UPON reading the Affidavit dated 10th March, 2015 of Mr. Vinod Ranchhod Tanti, Director of the Applicant Company, in support of Company Summons for Direction and the Exhibits therein, IT IS ORDERED THAT:

1. The convening and holding the meeting of the Equity Shareholders of the Applicant Company, for the purpose of considering and, if thought fit, approving, with or without modification(s), the Scheme of Amalgamation of Suruchi Holdings Private Limited and Samiran Jaipur Windfarms Private Limited with Tanti Holdings Private Limited is dispensed with in view of the consent given by both the Equity Shareholders of the Applicant Company, which are annexed as Exhibits “N-1 and N-2” to the Affidavit in Support of the Company Summons for Direction.
2. The convening and holding the meeting of the Preference Shareholders of the Applicant Company, for the purpose of considering and, if thought fit, approving, with or without modification(s), the Scheme of Amalgamation of

Suruchi Holdings Private Limited and Samiran Jaipur Windfarms Private Limited with Tanti Holdings Private Limited is dispensed with in view of the consent given by all the three the Preference Shareholders of the Applicant Company, which are annexed as Exhibits “O-1 to O-3” to the Affidavit in Support of the Company Summons for Direction.

3. The convening and holding the meeting of the Secured Creditor of the Applicant Company, for the purpose of considering and, if thought fit, approving, with or without modification(s), the Scheme of Amalgamation of Suruchi Holdings Private Limited and Samiran Jaipur Windfarms Private Limited with Tanti Holdings Private Limited is dispensed with in view of the consent given by its Secured Creditor of the Applicant Company, which is annexed as Exhibits “P-1” to the Affidavit in Support of the Company Summons for Direction.
4. The convening and holding the meeting of the Unsecured Creditor of the Applicant Company, for the purpose of considering and, if thought fit, approving, with or without modification(s), the Scheme of Amalgamation of Suruchi Holdings Private Limited and Samiran Jaipur Windfarms Private Limited with Tanti Holdings Private Limited is dispensed with in view of the consent given by the Unsecured Creditor of the Applicant Company, which is annexed as Exhibits “Q-1” to the Affidavit in Support of the Company Summons for Direction.

(S. J. Kathawalla, J.)