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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
IN INSOLVENCY**

**NOTICE OF MOTION NO.41 OF 2015
IN
PETITION NO. 5 OF 2013**

Re:

Ashish Kirankumar Panchal

...Insolvent (Debtor)

Ex-parte:

Ammarlal Dilipkumar Makheja

Alias Amarlal Dilipkumar Makhija

...Petitioning Creditor

.....

Ms. Kavita S. Lalwani, for the Petitioning Creditor.

Mr. Umesh S. Borade, a/w. Manish Gitey, i/b. Kaikini Phadke & Associates,
for the Insolvent.

Mr. M.D. Narvekar, O.A. present.

....

CORAM : S.C. GUPTE, J.

20 OCTOBER, 2015

P.C. :

. The motion seeks annulment of the adjudication order passed against the insolvent under Section 21(1) of the Presidency Two Insolvency Act 1909 on the ground of full payment. The Petitioning Creditor confirms full payment. The Official Assignee also has no objection to annulment. The notice of motion is made absolute in terms of prayer clause (a). The Official Assignee shall deduct 3 % commission on the basis of the aggregate liabilities discharged on behalf of the Insolvent and refund the balance to the Insolvent. The motion is disposed of accordingly.

(S.C.GUPTE J.)