

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
COMPANY SUMMONS FOR DIRECTION NO.710 OF 2015

In the matter of the Companies Act, 1956
(or re-enactment thereof upon
effectiveness of the Companies
Act,2013);

AND

In the matter of Sections 391 to 394 of
the Companies Act, 1956 (or any
corresponding provisions of the
Companies Act,2013 as may be notified);

AND

In the matter of Scheme of
Amalgamation of SURANA
REALTY PRIVATE LIMITED
(TRANSFeree COMPANY)

WITH

ABHISHEK MILLENNIUM
CONTRACTS PRIVATE
LIMITED
(TRANSFEROR COMPANY)

SURANA REALTY PRIVATE LIMITED,)

a Company incorporated under the)

Companies Act, 1956 having its registered)

office 405/406, Golden Heights, Shashtri)

Nagar, Lokhandwala, Andheri (West),)

Mumbai 400 053

) ...Applicant Company.

Called for Summons for Direction

Coram: S.C. Gupte, J.

Date: 28st August, 2015

Mr. Avinash V. Joshi, Advocate for the Applicant

MINUTES OF THE ORDER

UPON the application of the Applicant Company above named by a Summons for Direction AND UPON HEARING Mr. Avinash V. Joshi, Advocate for the Applicant Company, AND UPON READING the Affidavit dated 22nd day of May, 2015 of Mr. Anil J. Shah, Authorised Signatory of the Applicant Company, in support of the Summons for Direction and the exhibit therein referred to, IT IS ORDERED:-

1. That the convening and holding the meeting of the Equity Shareholders of the Applicant Company to consider and approve the proposed Scheme of Amalgamation of SURANA REALTY PRIVATE LIMITED, the Applicant / Transferor Company with ABHISHEK MILLENNIUM CONTRACTS PRIVATE LIMITED, the Transferee Company is dispensed with in view of the consents given by all the Twelve Equity Shareholders of the Applicant Company, which are annexed as Exhibit "C-1" and "C-12" to the affidavit in support of the Summons for Direction.

2. That there are no Secured Creditors of the Applicant Company as stated in paragraph 15 of the Affidavit in support of Summons for Direction. Hence, the question of convening and holding the meeting of Secured Creditors does not arise.
3. That the convening and holding of the meeting of the Unsecured Creditors of the Applicant Company to consider and approve the proposed Scheme of Amalgamation of SURANA REALTY PRIVATE LIMITED, the Transferor Company with ABHISHEK MILLENNIUM CONTRACTS PRIVATE LIMITED, the Applicant / Transferee Company is dispensed with in view of the averments made in paragraph 16 of the Affidavit in support of the Summons for Direction. The Applicant undertakes to give individual notice of date of hearing of Petition by Registered Post A. D. to its all Unsecured Creditors and also to publish the same in Free Press Journal, in English and Navshakti, in Marathi, both having circulation in Mumbai. The said undertaking is accepted.

(S. C. Gupte, J)