

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION  
COMPANY SUMMONS FOR DIRECTION NO. 764 OF 2015.

In the matter of the Companies Act I of 1956.

AND

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

AND

In the matter of the Scheme of Amalgamation of AMBIKA MULTITRADE PRIVATE LIMITED, the Transferor Company No. 1 and PRANAY TRADING COMPANY PRIVATE LIMITED, the Transferor Company No. 2 and ISHA MULTITRADE PRIVATE LIMITED, the Transferor Company No. 3 and SUMEDHA MULTITRADE PRIVATE LIMITED, the Transferor Company No. 4 with EVEREST GOODS PRIVATE LIMITED, the Transferee Company.

AMBIKA MULTITRADE PRIVATE )  
LIMITED, a company incorporated )  
under the Companies Act, 1956 )  
having its registered office at Temple )  
Terrace, 55, Forjett Street, Gowalia )  
Tank, Mumbai – 400036. ) ...Applicant Company.

**Called Summons for Direction for hearing**

Mr. Chandrakant Mhadeshwar with Ms. Sara Sancheti, Advocates  
for the Applicant Company.

CORAM: S. C. GUPTE, J

DATE : 11<sup>th</sup> SEPTEMBER, 2015

**MINUTES OF ORDER**

UPON the application of the Applicant Company above named  
by a Summons for Direction AND UPON HEARING Mr.

Chandrakant Mhadeshwar i/b Sara Sancheti, Advocates for the Applicant Company, AND UPON READING the Affidavit dated 13<sup>th</sup> day of August, 2015 of Mr. Bimal Sancheti, Authorised Signatory of the Applicant Company, in support of Company Summons for Direction and the Exhibits referred to therein, IT IS ORDERED:-

1. That 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 proposed Scheme of Amalgamation of AMBIKA MULTITRADE PRIVATE LIMITED, the Transferor Company No. 1 and PRANAY TRADING COMPANY PRIVATE LIMITED, the Transferor Company No. 2 and ISHA MULTITRADE PRIVATE LIMITED, the Transferor Company No. 3 and SUMEDHA MULTITRADE PRIVATE LIMITED, the Transferor Company No. 4 with EVEREST GOODS PRIVATE LIMITED, the Transferee Company, is dispensed with in view of the consents given by both the Equity Shareholders of the Applicant Company which are annexed as Exhibits "C-1" and "C-2" to the Affidavit in Support of Company Summons for Direction.

2. That there are no Secured Creditors of the Applicant Company as stated in paragraph 12 of the Affidavit in Support

of Company Summons for Direction. Hence, the question of convening and holding meeting of Secured Creditors does not arise.

3. That convening and holding the meeting of the Unsecured Creditors of the Applicant Company, for the purpose of considering, and if thought fit, approving, with or without modification(s), the proposed Scheme of Amalgamation of AMBIKA MULTITRADE PRIVATE LIMITED, the Transferor Company No. 1 and PRANAY TRADING COMPANY PRIVATE LIMITED, the Transferor Company No. 2 and ISHA MULTITRADE PRIVATE LIMITED, the Transferor Company No. 3 and SUMEDHA MULTITRADE PRIVATE LIMITED, the Transferor Company No. 4 with EVEREST GOODS PRIVATE LIMITED, the Transferee Company, is dispensed with in view of the consents given by its sole Unsecured Creditors of the Applicant Company which is annexed as Exhibit "D-1" to the Affidavit in Support of Company Summons for Direction.

(S. C. GUPTE , J.)