

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
COMPANY SUMMONS FOR DIRECTION NO. 853 OF 2015

In the matter of the Companies Act, 1 of 1956
and other relevant provisions of Companies
Act, 2013;

AND

In the matter of Sections 391 to 394 of the
Companies Act, 1956 and other relevant
provisions of Companies Act, 2013;

AND

In the matter of Scheme of Amalgamation of
Reliable Gensets & Controls Private Limited,
the Transferor Company with Perfect House
Private Limited, the Transferee Company

Perfect House Private Limited, a Company
Prorated under the Companies Act, 1956
having its Registered Office at 6, Commerce
House, Fort, Mumbai 400 001

..... Applicant Company

Called Summons for Direction for hearing

Mrs. Smita Vora i/b M/s. Vora & Associates, Advocate for the Applicant

Coram: K.R Shriram, J.

Date: 11th December, 2015

MINUTES OF THE ORDER

UPON the application of the Applicant Company above named by a Summons for
Direction AND UPON HEARING Mrs. Smita Vora instructed by M/s. Vora &
Associates, Advocate for the Applicant Company, AND UPON READING the

Affidavit dated 28th September 2015 of Mr. Vipul Ghelani, Director of the Applicant Company, in support of the Summons for Direction and the Exhibit therein referred to, 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 proposed Scheme of Amalgamation of Reliable Gensets & Controls Private Limited, the Transferor Company with Perfect House Private Limited, the Transferee Company is dispensed with in view of the consent given by all the Ten Equity Shareholders of the Applicant Company, which are annexed as **Exhibit 'G-1' to 'G-10'** to the Affidavit in support of Summons for Direction.
2. That the question of convening and holding of the meeting of Secured Creditors does not arise since there are no Secured Creditors of the Applicant Company as stated in paragraph 27 of the Affidavit in support of Summons for Direction.
3. The convening and holding of 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 Reliable Gensets & Controls Private Limited, the Transferor Company with Perfect House Private Limited, the Transferee Company is dispensed with in view of the averments made in paragraph 28 of the Affidavit in support of the Summons for Direction and that the Applicant undertakes to issue individual notice of date of hearing of the

Company Scheme Petition by Registered Post A. D. to its all Unsecured Creditors and also to publish the same in two local news papers viz. “Free Press Journal”, in English language and translation thereof in “Navshakti”, in Marathi language, both having circulation in Mumbai. The said undertaking is accepted.

(K.R. Shriram, J.)

CERTIFICATE

I certify that this Order uploaded is a true and correct copy of original signed order.

Uploaded by : Shankar Gawde, Stenographer.