

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
COMPANY SUMMONS FOR DIRECTION NO.942 OF 2015

In the matter of the Companies Act,
1956 (1 of 1956) ;

AND

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

AND

In the matter of Scheme of
Amalgamation of Shivkripa Enterprise
Private Limited, the First Transferor
Company

AND

Nisha Securities Private Limited, the
Second Transferor Company

WITH

Madhusudan Enterprises Private Limited,
the Transferee Company

Nisha Securities Private Limited)
Limited, a company incorporated)
under the Companies Act, 1956)
having its registered office at First)
Floor Parasrampur Apartment,)
Gen A.K Vaidya Marg, Near)
Petrolpump, Gokuldham, Goregaon)
(East), Mumbai-400063.)Applicant Company

Called Summons for Direction for hearing

Mr. Chandrakant Mhadeshwar, Advocates for the Applicant Company..

Coram: K. R. Shriram J.

Date: 18th December, 2015

MINUTES OF THE ORDER

UPON the Application of the Applicant Company above named by a Summons for Direction, AND UPON HEARING Mr. Chandrakant Mhadeshwar, Advocate for the Applicant Company, AND UPON READING the Affidavit dated 06th November, 2015 of Mr. Laxmikant Singrodia, Director of the Applicant Company, in support of Summons for Direction, and the Exhibits therein referred to, 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 Shivkripa Enterprise Private Limited, the First Transferor Company and Nisha Securities Private Limited, the Second Transferor Company with Madhusudan Enterprises Private Limited, the Transferee Company, is dispensed with in view of the consent given by all the six Equity Shareholders of the Applicant Company, which are annexed as Exhibits "C-1" to "C-6" 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 13 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 there are no Unsecured Creditors of the Applicant Company as stated in paragraph 14 of the Affidavit in Support of Company Summons for Direction. Hence, the question of convening and holding meeting of Unsecured Creditors does not arise.

(K. R. Shriram J.)

CERTIFICATE

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

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