

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
COMPANY SUMMONS FOR DIRECTION NO. 422 OF 2016.

In the matter of the Companies Act 1956,
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
AASUTOSH DYEING MILLS PRIVATE LIMITED,
the Transferor Company with SHREE
JEENMATA DYEING AND PRINTING MILLS
PRIVATE LIMITED, the Transferee Company.

AASUTOSH DYEING MILLS PRIVATE)
LIMITED, a company incorporated under)
the Companies Act, 1956 having its)
registered office at 66, Vinod Villa, 3rd)
Floor, Cavel Lane, Ramvadi R No 307,)
Mumbai -400 002.) ...Applicant Company.

Called Summons for Direction for hearing

Mr. Rajesh Shah i/b M/s. Rajesh Shah & Co., Advocate for the Applicant

Coram: B. P. Colabawalla, J.

Date: 08th July, 2016

MINUTES OF THE ORDER

UPON the application of the Applicant Company above named by a Summons for Direction AND UPON HEARING Mr. Rajesh Shah instructed by M/s. Rajesh Shah & Co., Advocate for the Applicant Company, AND UPON READING the Affidavit dated 15th day of February, 2016 of Mr. Kamal Lahoty, Authorized Signatory 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 AASUTOSH DYEING MILLS PRIVATE LIMITED, the Transferor Company with SHREE JEENMATA DYEING AND PRINTING MILLS PRIVATE LIMITED, the Transferee Company is dispensed with in view of the consent given by all the Eight Equity Shareholders of the Applicant Company, which are annexed as **Exhibit 'C-1' to 'C-8'** to the Affidavit in support of Summons for Direction.
2. The convening and holding of the meeting of the Secured 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 AASUTOSH DYEING MILLS PRIVATE LIMITED, the Transferor

Company with SHREE JEENMATA DYEING AND PRINTING MILLS PRIVATE LIMITED, the Transferee Company is dispensed with in view of the averments made in paragraph 17 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 all its Secured Creditors and also to publish the same in two local news papers viz. "Free Press Journal" in English and "Navshakti" in Marathi, in Marathi language, both having circulation in Mumbai. The said undertaking is accepted.

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 AASUTOSH DYEING MILLS PRIVATE LIMITED, the Transferor Company with SHREE JEENMATA DYEING AND PRINTING MILLS PRIVATE LIMITED, the Transferee Company is dispensed with in view of the averments made in paragraph 18 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 all its Unsecured Creditors and also to publish the same in two local news papers viz. "Free Press Journal" in English and "Navshakti"

in Marathi, in Marathi language, both having circulation in Mumbai. The said undertaking is accepted.

(B. P. Colabawalla, J.)

CERTIFICATE

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

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