

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION**

**COMPANY APPLICATION NO.448 OF 2015  
IN  
COMPANY PETITION NO.166 OF 2002**

Prakash Tukaram Tawde ....Applicant

**IN THE MATTER BETWEEN :**

BIFR ....Petitioner

V/s.

The Official Liquidator of M/s.  
Modistone Ltd. (In Liqn.) ....Respondent

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Mr. L.R. Castelino for the applicant.

Ms. Pratibha Ramaswamy, Assistant Official Liquidator present.

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**CORAM : K.R.SHRIRAM,J  
DATE : 24<sup>th</sup> FEBRUARY, 2016**

**P.C.:-**

1           Considered the application as well as the affidavit in support thereto. The Assistant Official Liquidator has no objection.

2           In view of the averments made in the affidavit in support, the application is allowed and accordingly disposed of in terms of prayer clause – (a), which reads as under :-

*“(a) That this Hon'ble Court be pleased to pass an order that the delay of 3685 days to file the Affidavit of Proof of Debt in respect of dues of the Applicant, with the Respondent be condoned and the Respondent be ordered to take on record the Affidavit of Proof of Debt to be filed by the Applicant with the Respondent and adjudicate the said claim in accordance with law.”*

**(K.R.SHRIRAM,J)**