

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
COMPANY SUMMONS FOR DIRECTION NO 655 OF 2016

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

In the matter of Scheme of Amalgamation and Arrangement between Thinkbed Technology Private Limited ('TTPL' or 'the Transferor Company')

AND

Dosch Pharmaceuticals Private Limited ('DPPL' or 'The Transferee Company')

AND

Their Respective Shareholders

THINKBED TECHNOLOGY)

PRIVATE LIMITED, a Company)

incorporated under the provisions of)

Companies Act, 1956 having its)

registered office at 1/67, Om Heera)

Panna Premises CHS Ltd, Near)

Mega Mall, Oshiwara Link Road,)

Jogeshwari (west), Mumbai-400053,)

Maharashtra, India)

.....Applicant Company

Called Summons for Direction for hearing

Mr. Rajesh Shah i/b. Rajesh Shah & Co., Advocates for the Applicant.

Coram: B. P. Colabawalla, J.

Date: 5th August, 2016

MINUTES OF THE ORDER

UPON the application of the Applicant Company above named by a Summons for Directions **AND UPON HEARING** Mr. Rajesh Shah instructed by Rajesh Shah & Co., Advocates for the Applicant Company, **AND UPON READING** the Affidavit dated 27th day of June, 2016 of Mr. Paresh Bhatt Authorized signatory of the Applicant Company, in support of Summons for Directions and the Exhibits therein referred to, **IT IS ORDERED THAT:**

1. The convening and holding of 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 and Arrangement between Thinkbed Technology Private Limited ('TTPL' or 'the Transferor Company') and Dosch Pharmaceuticals Private Limited ('DPPL' or 'The Transferee Company') and their respective shareholders, is dispensed with in view of the consent given by both the Equity Shareholders of the Applicant Company, which are annexed as **Exhibits 'C1'** and **'C2'** to the affidavit in support of the Summons for Directions.
2. There are no Secured Creditors of the Applicant Company as mentioned in paragraph 11 of the affidavit in support of Summons for Directions. Hence, the question of convening and holding the meeting of Secured Creditors does not arise.

3. There are no Unsecured Creditors of the Applicant Company as mentioned in paragraph 12 of the affidavit in support of Summons for Directions. Hence, the question of convening and holding the meeting of Secured Creditors does not arise.

(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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