

**THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CP No.144 of 2010 (O&M)
Date of Decision:09.12.2016**

M/s R.P. Spintex Ltd.	Petitioner
Vs.	
Vijender Kumar Aggarwal	Respondents

CORAM:- HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present:- Mr. Deepak Aggarwal, Advocate with Mr. D.K. Singh,
Official Liquidator.

Mr. Hitesh Sachar, Advocate and Mr. Sidhhartha Patna,
Advocate for respondents No.1 to 4.

RAKESH KUMAR JAIN, J.(Oral)

Learned counsel for the Official Liquidator has submitted that the Company – M/s R.P. Spintex Ltd has already been wound up vide order dated 8.3.2001 in CP No.230 of 2000. Possession of the assets and property of the company in liquidation were taken over by the Official Liquidator on 12.4.2001 by resealing on the seal of HSIIDC on the lock at the factory premises. The assets of the Company have been sold by the HSIIDC on 12.2.2004 to Ms. Krishana Spintex for a sum of ₹85 lacs. The Official Liquidator has filed a petition under Section 456 of the Companies Act, 1956 for directions. It is submitted that though the property of the Company (in liquidation) has been sold and the amount has been paid to the secured creditors but the books of account of the Company (in liquidation) may be lying with HSIIDC. Thus, the limited prayer has been made for a direction to the HSIIDC to hand over the books of account and other records of the Company (in liquidation) to the Official Liquidator, if it is lying with them.

The prayer is totally innocuous and thus the petition is hereby disposed of with a direction to the HSIIDC to hand over the books of account and other records of the Company (in liquidation) to the Official Liquidator, if it is lying with them, forthwith, on their representation along with this order.

December 09, 2016
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(RAKESH KUMAR JAIN)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No