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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CO.PET. 644/2016 & CA Nos. 2743-44/2016**

SUNIL KUMAR SINGH Petitioner
Through: Mr.Yogesh Pachauri, Advocate.
Versus
ASSOTECH LIMITED Respondent
Through: Mr.Mayank Goel, Advocate for
Official Liquidator.
Mr.Rishi Kumar Awasthi, Advocate
for Respondent.

AND

+ **CO.PET. 648/2016 & CA Nos.2754-55/2016**

SHRUTI BANSAL & ANR. Petitioners
Through: Mr.Yogesh Pachauri, Advocate.
Versus
ASSOTECH LIMITED Respondent
Through: Mr.Mayank Goel, Advocate for
Official Liquidator.
Mr.Rishi Kumar Awasthi, Advocate
for Respondent.

CORAM:

HON'BLE MR. JUSTICE SUDERSHAN KUMAR MISRA

ORDER

% 02.08.2016

Both these petitions seeking winding up of the respondent-company/ Assotech Limited are, *inter alia*, predicated on the alleged non-payment of various sums of money which, according to the petitioners, have remained unpaid, despite service of notice of winding up on the registered office of the respondent company, to which no reply is stated to have been given.

Be that as it may, counsel for the Official Liquidator, who is present

in Court, points out that on 08.02.2016, the Official Liquidator attached to this Court was appointed as Provisional Liquidator in Company Petition No.357/2015 filed by Manmohan Singh Bhalla against the respondent company.

Under the circumstances, no further orders are required to be passed in this matter.

Counsel for the petitioners also seek to withdraw these petitions and to file appropriate claims before the Official Liquidator as and when such claims are invited.

At the same time, it would be open to the petitioners to take recourse to Rule 101 of The Companies (Court) Rules, 1959, in case they are so advised.

It would also be open to the petitioners to intimate the Official Liquidator about the relevant particulars of the petitioners' dues from the company with a view to assisting the Official Liquidator in finalizing the Statement of Affairs of the Company; and in carrying out his duties, while making it clear that any such information to the Official Liquidator by the petitioners would not *ipso facto* amount to the institution of any claim before the Official Liquidator, and which can only be filed in accordance with the relevant Rules and at the appropriate stage.

Both these petitions are disposed off accordingly. All pending applications also stand disposed off.

SUDERSHAN KUMAR MISRA, J.

AUGUST 02, 2016

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