

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

**COMPANY APPLICATION NO.641 OF 2017
IN
COMPANY APPLICATION NO.420 OF 2017
IN
COMPANY PETITION NO.523 OF 1998**

Southern Electric Corporation)....Petitioner
V/s.

Chemstar Organics (India) Ltd.)....Respondent/Applicant

Mr.G.I.Sodhi i/by Arunkumar Tripathi for the applicant.
Ms.Nisha Valani-Registrar of companies/respondent no.2 present.
Mr.Mahendhar Aithe-Company Prosecutor for OL present.

**CORAM : K.R.SHRIRAM,J
DATE : 13.11.2017**

P.C.:-

COMPANY APPLICATION NO.641 OF 2017

1 Heard the counsel and also considered the affidavit in support. Application is allowed. Application No.420 of 2017 is restored to file.

2 Application No.641 of 2017 disposed accordingly.

COMPANY APPLICATION NO.420 OF 2017

1 Heard Mr.Sodhi for the applicant and Ms.Valani for respondent no.2. Ms.Valani for respondent no.2 at the outset, tenders

an affidavit of one R.D.Gupta, Dy.Registrar of Companies affirmed on 30.10.2017. It is stated in the affidavit in reply that the delay is nothing but intentional and deliberate and therefore, substantial cost should be imposed and the applicant-company should be directed to file all pending statutory returns/compliance within a time specified by this court. Ms.Valani states that respondent no.2 otherwise has no objection.

2 Mr.Aithe Company prosecutor states that company is no more in liquidation and the liquidator's office has no objection in sending necessary communication to respondent no.2.

3 In my view, such a communication is not necessary at all since respondent no.2 is represented here and particularly in view of what is stated in paragraph-6 of the affidavit of respondent no.2, but the applicant should be directed to file the required form to update the status of the company.

4 Mr.Sodhi states that applicant-company will file the required forms within one week from today and also file all pending statutory returns/compliance within 4 weeks of the status of the company being updated to “active”.

5 The applicant to pay sum of Rs.25,000/- as donation to
Army Widows Welfare Association within 4 weeks from today.

Application accordingly disposed.

(K.R.SHRIRAM,J)