

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION  
COMPANY PETITION NO.537 OF 2014  
WITH  
COMPANY APPLICATION NO.204 OF 2017  
IN  
COMPANY PETITION NO.537 OF 2014**

M/s. Rashi Enterprises through its  
Proprietor Amit S. Jain

....Petitioner

Vs.

AFCIL Industries Limited

....Respondent

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Mr. Raunak Shah a/w. Mr. Dhaval A. Patil i/b. M/s. K. Ashar and Co. for petitioner.

Mr. Amit Jain, proprietor of petitioner present.

Mr. Shriram S. Kulkarni for respondent.

Ms. Kavita Manik Desarda, director of respondent present.

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

**DATE : 5<sup>th</sup> OCTOBER, 2017**

**PC.:**

1           The counsel for petitioner and respondent state that parties have entered into consent terms. The consent terms dated 10<sup>th</sup> July, 2017 signed by petitioner, respondent and their respective Advocates is taken on record and marked 'X' for identification.

2           Mr. Kulkarni, counsel for respondent states that Mr. Manik Desarda, Director of respondent has undergone a surgery and therefore, is not present in Court.

3           Order in terms of the consent terms. All undertakings given in the consent terms are accepted and so ordered.

4           Petition accordingly stands disposed in terms of the consent terms. Company application no.204 of 2017 also accordingly stands disposed.

5           Registry to pay the amount of Rs.12 lakhs plus accumulated interest to petitioner.

**COMPANY APPLICATION NO.309 OF 2016**

1           In the order dated 4<sup>th</sup> October, 2017, in paragraph 4, after the word “*application*” add “*since respondent has paid over the debt of applicant by way of demand draft in the sum of Rs.8 lakhs in full and final settlement*”.

2           Rest of the order remains unaltered. Original order to be corrected accordingly.

(K.R. SHRIRAM, J.)