

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
COMPANY APPLICATION NO.738 OF 2015
IN
COMPANY PETITION NO.680 OF 2015**

M/s. Oswal Minerals Limited Applicant/Petitioner

Vs.

Suneem Industries Pvt. Ltd. Respondent

Mr. Niraj Shah i/b. Mr. Siddharth Murarka for applicant/petitioner.
None for respondent.

**CORAM : K.R.SHRIRAM, J.
DATE : 27th NOVEMBER, 2017**

PC.:

1 The entire basis for this application is as contained in paragraph 2 of the affidavit in support. The averments only states that “it is now learnt the respondent company is in the process of disposing of its assets, as per market sources directors' application to BIFR protection has been refused”.

2 These are nothing but speculations and there is no shred of evidence to state how did they learnt and which are these market sources. Based on these averments, the Court cannot appoint the Official Liquidator as Provisional Liquidator.

3 Therefore, application stands dismissed.

(K.R. SHRIRAM, J.)