

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
IN INSOLVENCY**

**NOTICE OF MOTION NO.45 OF 2015
IN
INSOLVENCY PETITION NO.34 OF 2014**

Purnendu Shekharmal Jain .. Applicant

In the matter between

Purnendu Shekharmal Jain .. Judgment Debtor

Vs.

M/s.ACG Associated Capsules Pvt. Ltd. .. Judgment Creditor

Mr.Sanjay Jain a/w Ms.Poonam Gupta & Ms.Gayatri Sharma i/by
M/s.S.K. Srivastav & Co. for the applicant/Judgment Debtor.

Ms.Vrushali U. Kabare for the Judgment Creditor.

CORAM : R.D. DHANUKA, J.

DATE : 15th February 2017

P.C. :

. Learned counsel appearing for the parties have tendered consent terms dated 15th February 2017 duly signed by the parties and their respective advocates. Certified true copy of the resolution passed by Mr.Rahul Chiplunkar is annexed to the consent terms. Signatures of the parties are identified by their respective advocates.

2. The consent terms are taken on record. Undertaking recorded in the consent terms are accepted.

3. Notice of motion is disposed of in aforesaid terms. No order as to costs. It is made clear that upon the judgment debtor making full payment of the amount agreed in the consent terms, insolvency notice to stand set aside. If any application is made by the judgment creditor for

withdrawal of the amount of Rs.75 lakh which is deposited by the judgment debtor pursuant to the order dated 18th July 2016 passed by the Division Bench in Appeal (L) No.98 of 2016, the office shall permit the judgment creditor to withdraw the said amount expeditiously. The office to act on the authenticated copy of this order.

R.D. DHANUKA, J.