

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CP No.187 of 2016 (O&M)
Date of decision: July 27, 2018

M/s Kiran Contractors Pvt. Ltd.

...Petitioner

Versus

The Registrar of Companies

...Respondent

Coram: Hon'ble Mr. Justice Rakesh Kumar Jain

Present: Mr.Sandeep Kumar Sharma, Advocate for the petitioner.

Mr.Deepak Kundu, Advocate for
Mr.Piyush Khanna, Advocate for ROC.

Rakesh Kumar Jain, J. (Oral)

CA No.49 of 2018

Counsel for the petitioner/applicant submits that this application
has become infructuous.

Dismissed as infructuous.

CP No.187 of 2016

This petition is filed under Section 560(6) of the Companies Act,
1956 for seeking direction to The Registrar of Companies for restoration of the
name of Company.

Notice was issued on 22.11.2016 and the following order was
passed by this Court:

“Counsel for the petitioner has relied upon a decision of the
Company petition No.185 of 2018 titled Indian Explosives Ltd. Vs.
Registrar of Companies, passed on 21.4.2010 and submitted that the suit
for recovery much less its execution was pending when the name of the
Company was struck off from the register by the Registrar of Company

and is thus covered by Section 560(6) of the Companies Act, 1956.

Notice to the Registrar of Companies for 12.12.2016.”

After notice, the respondent has filed its reply in which it is categorically averred that it has no objection if the name of the Company is restored to the register of Companies under the relevant provisions of the Act on completion of formalities by filing pending statutory documents i.e. balance sheets and annual returns etc. alongwith the requisite fee as prescribed by the Rules.

The petition is thus hereby allowed subject to payment of Rs.20,000/- as costs.

July 27, 2018
Meenu

(Rakesh Kumar Jain)
Judge

Whether speaking / reasoned : Yes/No
Whether reportable : Yes/No