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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 4417/2018, CM APP No. 17141/2018

RENUKA DATLA Petitioner

Through: Mr. Azeem Samuel, Adv.

versus

MINISTRY OF CORPORATE AFFAIRS AND ORS.

..... Respondents

Through: Mr. P.S.Singh, Sr. Counsel with
Ms. Annu, Adv. for R- 1 & 2.

CORAM:

HON'BLE MR. JUSTICE RAJIV SHAKDHER

ORDER

% **07.05.2018**

1. Issue notice.
2. Mr. P.S. Singh, learned Senior Counsel accepts notice on behalf of the official respondents. The petitioner claims that she stands appointed on the Board of 15 companies and that out of the 15 companies qua 7 companies, she has been disqualified to act as a Director. The petitioner further claims that she has a management dispute with regard to the 7 companies, which are arrayed as respondent nos. 3 to 9 to the present petition.
3. Pertinently, these 7 companies are active, according to the learned counsel for the petitioner, as per the master data available with the Ministry of Corporate Affairs (MCA). The names and the shareholding pattern of these 7 companies as adverted to by counsel for the petitioner is set out hereafter:

I. BE ANIMAL HEALTH PRIVATE LIMITED

Board Of Directors:-

- 1) Dr. Vijay Kumar Datla (deceased)
- 2) Dr. Renuka Datla/ Petitioner

Share Holding Pattern	
<u>Name of Share Holder</u>	<u>No. of Shares held</u>
Lacto Cosmetics (Hyd) Pvt. Ltd.	20,500
Lacto Cosmetics (A.P) Pvt. Ltd.	10,250
Dr. (Mrs.) Indira P. Raju	29,550
Mr. P.V. Ranveer	1,200
Total	61500

II. HIGH-TECH MEDICALS PRIVATE LIMITED

Board Of Directors:-

- 1) Dr. Renuka Datla/ Petitioner
- 2) Mrs. Purnima Mantena

Share Holding Pattern	
<u>Name of Share Holder</u>	<u>No. of Shares held</u>
VR Packing Co. Pvt. Ltd.	9998
Dr. Renuka Datla/ Petitioner	2
Total	10,000

III. V. R. FARMS PRIVATE LIMITED

Board Of Directors:-

- 1) Dr. Vijay Kumar Datla (deceased)
- 2) Dr. Renuka Datla/ Petitioner
- 3) Mrs. Indira P. Raju

4) Mrs. Purnima Mantena

5) Mr. Datla Surya Satya Veera Venkata Varma

Share Holding Pattern	
<u>Name of Share Holder</u>	<u>No. of Shares held</u>
Dr. Vijay Kumar Datla (deceased)	49700
Dr. Renuka Datla/ Petitioner	300
Total	50,000
Mrs. Indira P Raju	19 (Class-B)
Total (Class-B)	19

IV. V.R. CONSTRUCTION PRIVATE LIMITED

Board Of Directors:-

1) Dr. Renuka Datla/ Petitioner

2) Mrs. Purnima Mantena

3) Mrs. Indira P Raju

Share Holding Pattern	
<u>Name of Share Holder</u>	<u>No. of Shares held</u>
Dr. Vijay Kumar Datla (deceased)	1950
Dr. Renuka Datla/ Petitioner	4350
Mrs. Purnima Mantena	13700
Mrs. Indira P Raju	15000
Miss Mahima Datla	15000
Total	50,000
Mrs. Purnima Mantena	30 (Class-B)
Mrs. Indira P Raju	10 (Class-B)
Miss Mahima Datla	10 (Class-B)
Total (Class-B)	50

V. V.R. REAL ESTATE PRIVATE LIMITED

Board Of Directors:-

- 1) Dr. Renuka Datla/ Petitioner
- 2) Mrs. Indira P Raju
- 3) Sree Rama Chandra Raju Sagi
- 4) Purnima Mantena

Share Holding Pattern	
<u>Name of Share Holder</u>	<u>No. of Shares held</u>
Dr. Renuka Datla/ Petitioner	2500
Dr. Vijay Kumar Datla (deceased)	2500
Mrs. Purnima Mantena	15000
Mrs. Indira P Raju	15000
Miss Mahima Datla	15000
Total	50,000

VI. EUREKA LABORATORIES PRIVATE LIMITED

Board Of Directors:-

- 1) Dr. Renuka Datla/ Petitioner
- 2) Dr. Vijay Kumar Datla (deceased)

Share Holding Pattern	
<u>Name of Share Holder</u>	<u>No. of Shares held</u>
No information given	

VII. V.R. TRANSPORT COMPANY PRIVATE LIMITED

Board Of Directors:-

- 1) Dr. Renuka Datla/ Petitioner
- 2) Mrs. Purnima Mantena

Share Holding Pattern	
<u>Name of Share Holder</u>	<u>No. of Shares held</u>
No information given	

4. Counsel for the petitioner states that on account of the dispute that the petitioner has with her daughter, no filings were made qua the afore-mentioned 7 companies. It is stated that as a result of the same, the petitioner's name was included in the list of disqualified directors, which led to her DIN and DSC being de-activated.

5. Mr. P.S.Singh, learned Senior Counsel who appears on behalf of the official respondents confirms that pursuant to the last order passed by this Court on 27th April, 2018, additional papers have been filed which do indicate that there is a dispute obtaining between the petitioner and her daughters.

6. Learned counsel further submits that this matter needs to be enquired into by the ROC.

6.1 I tend to agree with the stand taken by the counsel for the official respondents.

7. Accordingly, the writ petition is disposed of with the following directions:-

- i) The petitioner will appear before the ROC on 25th May, 2018 at 11.00 PM.
- ii) The ROC will consider the assertions made before this Court and the additional documents placed on record, which I am told, were filed on 5.5.2018 vide Diary No.126024.
- iii) The learned ROC, after hearing the petitioner and/or her

authorized representative, will pass a speaking order; a copy of which would be supplied to her and/or her authorized representative.

- iv) In case, the petitioner is aggrieved by the final determination made by the ROC she will have liberty to assail the same in the manner known to law.
 - v) Pending the aforesaid enquiry by the ROC, there shall be a stay on the operation of impugned list of disqualified directors insofar as the petitioner is concerned. Furthermore, the petitioner's DIN and DSC will be activated. The ROC will have the authority to vary or withdraw this facility in case the need arises qua the same.
8. The pending application is, accordingly, closed.

RAJIV SHAKDHER, J

MAY 07, 2018/ak