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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

INTERIM APPLICATION NO.1 OF 2019
IN
COMPANY PETITION NO.890 OF 2015

Spicer India Pvt. Ltd. ...Applicant

IN THE MATTER BETWEEN :

M/s.Foseco India Limited ...Petitioner

V/s.

Tulsi Castings & Machining Ltd. (In Liqn.)
Through Official Liquidator & Anr. ...Respondents

Mr.Padmanabhan Iyer i/b Mr.Prasad L. Gajghiye for the Applicant.

Mr.Mahendhar Aithe, Company Prosecutor for the Official Liquidator.

CORAM : R.D. DHANUKA, J.
DATE : 6TH FEBRUARY, 2020.

P.C. :-

1. Learned Company Prosecutor states that there is delay of about six months in filing in filing Affidavit of Proof of Claim dated 28th November, 2018.

2. Heard learned counsel appearing for the applicant and the learned Company Prosecutor and have perused the averments made in the affidavit in support of the company application.

3. After hearing the learned counsel for the applicant, I am satisfied that the applicant has made out a case for condonation of

delay in filing Affidavit of Proof of Claim before the Official Liquidator. The delay is accordingly condoned. The interim application is made absolute in terms of prayer clauses (a) and (b). There shall be no order as to costs.

(R.D. DHANUKA, J.)