

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORIGINAL JURISDICTION)

FRIDAY, THE 28TH DAY OF JUNE, 2019

THE HON'BLE MR.JUSTICE N.SATHISH KUMAR

COMP.A.NO.123 OF 2019

IN

COMP.A.NO.743 OF 2018

in

COMP.PETN.NOS.206 OF 2012

In the matter of Indian Companies Act,1956

And

In the matter of M/s.Indo International Limited (In
Provisional Liquidation)

CP.No.206 of 2012:

M/s.Vaishnavi Metals

A registered Partnership firm

Rep.by its Partner Mr.D.Thangaraj

116, Egmore high Road,

Chennai 600 008.

... Petitioner

Vs.

M/s.Indo International Ltd.

New No.4, Old No.16, Sunkurama Street,

1st Floor, Chennai 600 001

...Respondent

Comp.A.No.743 of 2018 IN CA.NO.123 OF 2019:

Rajesh Lodha HUF

Represented by its Karta, Rajesh Lodha

Old#7 (New#17), Cenotaph Road 2nd Lane,

Teynampet,

Chennai-600 018.

..Applicant

IN CA.NO.743/2018 &

CA.NO.123/2019

Versus

The Official Liquidator

High Court, Madras

(as Provisional Liquidator of

Indo International Limited)

.. Respondent

IN CA.NO.743/2018

& CA.NO.123/2019

The Company application praying this Court to restore the Company No.743 of 2018 in CP.No.206 of 2012 which was dismissed for default vide order dated 25/03/2019.

The company application coming on this day before this Court for hearing in the presence of Mr.V.K.Rajasekhar, Advocate for Applicant herein, and of Mr.Bavisetty Sridhar Deputy Official Liquidator, High Court, Madras for the Respondent herein, and of Mr.S.A.Rajan, Advocate for the Petitioner in CP.No.206/2012, and upon reading the Judges summons and Affidavit of Mr.Rajesh Lodha, filed herein, **The Court made the following order:-**

"This company application has been filed to restore the C.P.No.206 of 2012 which was dismissed for default vide order dated 25.03.2019.

2. Considering the averments made in the affidavit filed in support of the application, the restoration of C.A.No.743 of 2018 is ordered and this application is allowed.

3. The petitioner is permitted to visit the place which was sold by the learned Official Liquidator in the presence of Official Liquidator and identify his personal certificates. Before such inspection, the petitioner shall give due notice to the Official Liquidator and accompany the Official Liquidator to the premises. So that, the personal certificates of the petitioner can be identified if available at the schedule premises already sold, such exercises shall be completed before 19.07.2019.

4. The petitioning creditor is also to be appraised of the visit and he is also at liberty to present along with the Official Liquidator".

sd.N.S.K.J

28.06.2019

//Certified to be true copy//

Dated at Madras this the day of 2019.

COURT OFFICER(O.S.)

From 25th Day of September 2008 the Registry is issuing certified copies of the Orders/Judgments/Decrees in this format.