

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 15.04.2019

CORAM

THE HONOURABLE MR. JUSTICE K.RAVICHANDRABAABU

W.P.No.11426 of 2019

and

W.M.P.Nos.11703 and 11704 of 2019

Sasi Kumar Jayapal

...Petitioner

Vs.

1.The Union Govt of India  
Represented by its  
Ministry of Corporate Affairs  
Shastri Bhawan, Dr.Rajendra Prasad Road,  
New Delhi - 110 001.

2.The Registrar of Companies  
Tamil Nadu, Chennai  
Block No.6, B Wing, 2nd Floor  
Shastri Bhawan,  
No.26, Haddows Road,  
Chennai-600 034.

...Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, calling for the records of the 2<sup>nd</sup> respondent relating to the impugned order dated 01.11.2017 uploaded in the website of the 1st respondent insofar as the petitioner herein is concerned (DIN No.02090908), quash the same as illegal, arbitrary and devoid of merit and consequentially, directing the respondents herein to permit the petitioner to get reappointed as Director of any Company without any hindrance.

For Petitioner  
For Respondents

: Mr.Palanisamy A.R.  
: Mr.K.B.Arul  
Additional Central Government  
Standing Counsel

O R D E R

Mr.K.B.Arul, learned Additional Central Government Standing Counsel takes notice for the respondents. By consent of the parties, this writ petition is taken up for final disposal at the admission stage itself.

2. The petitioner is aggrieved against the impugned order dated 01.11.2017, disqualifying him as the Director of the concerned Company.

3. It is not in dispute that the issue involved in this case, is squarely covered by a decision of this Court made in a batch of similar cases in W.P.Nos.25455/2017 etc., dated 03.08.2018, which was subsequently followed by another batch of similar cases in WP.Nos.23741 & 4981 of 2018 etc., dated 12.04.2019, wherein, the impugned action of disqualification was set aside.

4. In view of the above, this writ petition is allowed and the impugned order is set aside. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-  
Assistant Registrar

//True Copy//

Sub Assistant Registrar

mk

To

1.The Ministry of Corporate Affairs,  
The Union Govt of India  
Shastri Bhawan, Dr.Rajendra Prasad Road,  
New Delhi - 110 001.

2.The Registrar of Companies  
Tamil Nadu, Chennai  
Block No.6, B Wing, 2nd Floor  
Shastri Bhawan,  
No.26, Haddows Road,  
Chennai-600 034.

+1 cc to M/s.AR.Palanisamy, Advocate, S.R.No.36857

RSI (CO)  
SSM(20/05/2019)

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