

Comp.A.Nos.115, 116 and 117 of 2019
in C.P.No.57 of 1998

M.SUNDAR, J.

'Maxworth Orchards (India) Limited' ('Maxworth' for brevity) is the company under liquidation.

2. Mr.H.Karthik Seshadri, learned counsel representing the administrator for Maxworth is before this Court on behalf of the applicant in all these three applications. Learned Deputy Official Liquidator Mr.Bavisetty Sridhar representing 'Official Liquidator attached to this Court' ('OL' for brevity) is before this Court on behalf of the respondent.

3. The prayers in these three applications read as follows:

'Prayer in Comp.A.No.115 of 2019:

'...To direct the Official Liquidator to issue authorisation letter to Mr.N.Ramesh/Administrator Office concerned Sub-Registrar office and Revenue Authorities.....'

Prayer in Comp.A.No.116 of 2019:

'.....To direct the Official Liquidator to issue letters to concerned Sub-Registrar's Office Authorising Mr.N.Ramesh to collect records in the state of Uttar Pradesh, Uttaranchal and Madhya Pradesh for 22 projects.....'

Prayer in Comp.A.No.117 of 2019:

'.....To direct the Official Liquidator to release up to Rs.10 lacs to Mr.N.Ramesh/Administrator's office for the expenses to be incurred to visit the site of 22 projects

concerned Sub Registrar offices, Police Stations, Thasildhar Offices, Collector offices in the state of Uttar Pradesh, Uttaranchal and Madhya Pradesh.....'

4. Learned counsel for administrator for Maxworth draws the attention of this Court to paragraph 6 of the administrator's report, which reads as follows:

'6. The Applicant Company launched 200 projects and the land situate in 7 States like Tamil Nadu, Andhra Pradesh, Telangana, Maharashtra, Madhya Pradesh, Uttar Pradesh and Uttaranchal. The applicant company acquired about 2643 acres of land in Northern Region in 22 projects and registered about 624 acres of land to its customers in these projects and the balance land belongs to the Company and Unregistered customers. The list of projects is as under:

SL. NO	PROJECTS	REVENUE VILLAGE	TEHSIL	DISTRICT	AREA IN ACRES (APPROX)
1	Lalpur	Lalpur Kalsiya	Laksar	Haridwar	124.00
2	Dhanauri	Asafnagar	Haridwar	Haridwar	35.00
3	Padli	Padli Grant Dostpur Hashimpur Purbaspur Ahtmal	Behat	Saharanpur	85.00
4	Dalluwala	Dalluwala	Roorkee	Haridwar	90.00

SL.	PROJECTS	REVENUE	TEHSIL	DISTRICT	AREA
		Majbata			
5	Behat	Rampur	Behat	Saharanpur	122.00
		Kashipur			
		Abdullapur			
6	Satpur	Kaluwala Jahanpur (North & South)	Behat	Saharanpur	365.00
7	Shahjahanpur	Kaluwala Jahanpur	Behat	Saharanpur	70.00
8	Pooth	Pooth	Garh Mukteshwar	Ghazibad	180.00
9	Sahanpur	Sahanpur	Najibabad	Bijnor	80.00
10	Basawanpur	Basawanpur	Faridpur	Barielly	55.00
11	Kakrala	Tatarpur	Budaun	Budaun	150.00
12	Sohana	Sohana	Mohammdi	LakhimpurKhiri	75.00
13	Gajraula	Sinhali Jagir	Hasanpur	Moradabad	90.00
14	Kothri	Kothri	Behat	Saharanpur	80.00
15	Sauhat	Sauhat	Hasanpur	Moradabad	105.00
16	Mangar	Mangar	Faridabad	Faridabad	40.00

SL.	PROJECTS	REVENUE	TEHSIL	DISTRICT	AREA
17	Gauria	Gauria	Mohanlalganj	Lucknow	70.00
18	Satrikh	Tikraghat	Satrikh	Barabanki	80.00
19	Narainpur	Bhojpur	Budaun	Budaun	180.00
		Narainpur			
20	Sohankheda	Sohankheda	Ichawar	Sehore (M.P.)	275.00
21	Semrakalan	Semrakalan	Berasia	Bhopal	160.00
22	Peepalkheda	Peepalkheda	Berasia	Bhopal	132.00
			Total		2643.00

5. Adverting to the same, learned counsel submits that it would be in the interest of the creditors qua Maxworth to have these documents collated, so that post collation and other preliminary formalities, the properties can be brought to sale.

6. Learned Deputy OL submits that the administrator having been appointed by this Court for Maxworth, the authorization from the OL may not be necessary.

7. Responding to this, learned counsel for administrator for Maxworth, submitted that technically it may not be necessary but

considering the field situation and field realities, to avoid any administrative impediments in this regard and to ensure that the process of realization of creditors is carried to its logical end smoothly, such authorisation from OL is being sought for, as a matter of abundant caution.

8. Therefore, making it clear that the authorisation to be given by the OL is only as a matter of abundant caution, thought it is not imperative in the light of administrator being appointed by this Court for Maxworth, this prayer is being acceded to.

9. All these three applications are ordered as prayed for, subject of course to the fund position of the office of OL.

10. Post collation and necessary work, it is open to the administrator to take out necessary application/s for bringing the properties to sale, so that the monies are realized. These observations are made in the interest of creditors.

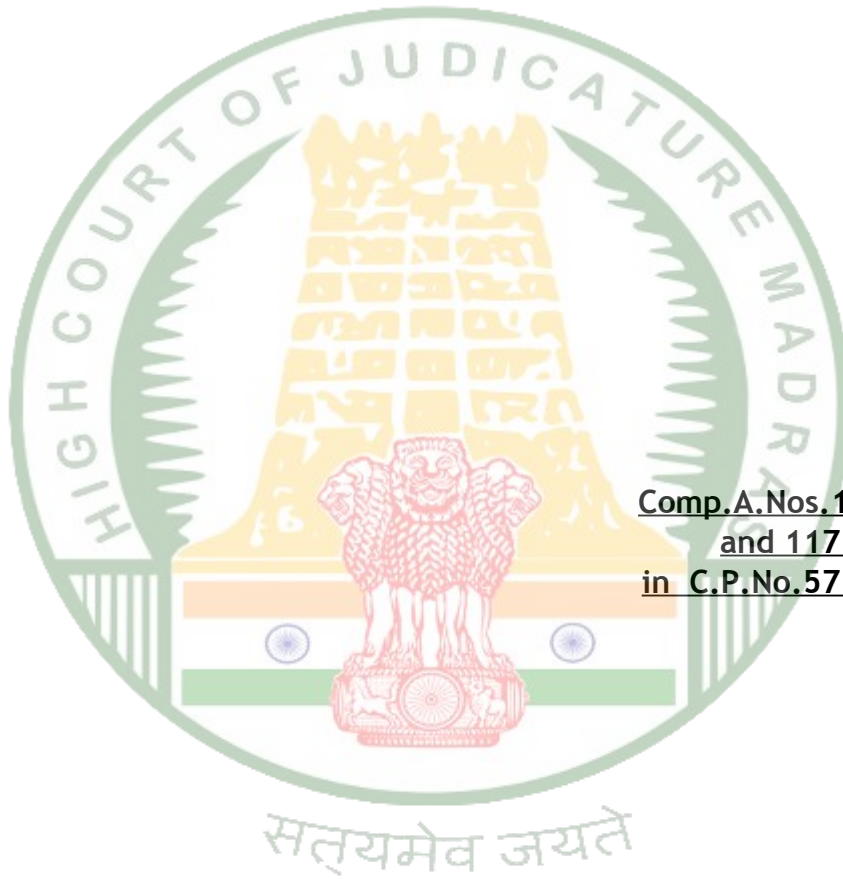
11. In the light of the narrative supra, prayers in all these three applications are acceded to or in other words, these three applications are ordered as prayed for.

26.04.2019

vsm/mp

M.SUNDAR, J.

vsm/mp



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