

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 26.07.2019

Coram:

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

Company Petition No.197 of 2014
and Writ Petition No.14539 of 2014
and M.P.No.2 of 2014

C.P.No.197 of 2014

BIFR,
Jawahar Vyapar Bhawan,
1, Tolstoy Marg,
New Delhi - 110 001.

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Petitioner

versus

1.Managing Director,
M/s.A&F Overseas Trade Ltd.,
Flat G.B, Door No.2,
1st Cross Street, R.K.Nagar,
Chennai - 600 028.

2.Director of Inds.,
Industrial Estate,
Thattanchavady,
Pondhicherry - 605 009.

3.Chairman & M.D.,
Canara Bank,
112, J.C.Road,
Bangalore - 560 002.

4.Chairman & M.d.,
IDBI, IDBI Tower,
Cuffe Parade,
Mumbai - 400 005.

5.The Regional Director,
ESI Corporation,
Rajendra Bhawan,
Rajendra Place,
New Delhi - 110 008.

6.The Central Provident Fund,
Commissioner,
HUDCO Vishala,
14, Bhikaji Cama Place,
New Delhi - 110 066.

7.Pondicherry Indl. Promotion
Dev. & Investment Corp'n. Ltd.,
Pondicherry.

8.A&F Overseas Trade Ltd.,
No.96, 3B, II Main Road,
Gandhi Nagar,
Adyar, Chennai - 600 020.

Respondents

PRAYER: Company Petition has been filed under Section 20(1) of the Sick Industrial Companies (Special Provisions) Act, 1985.

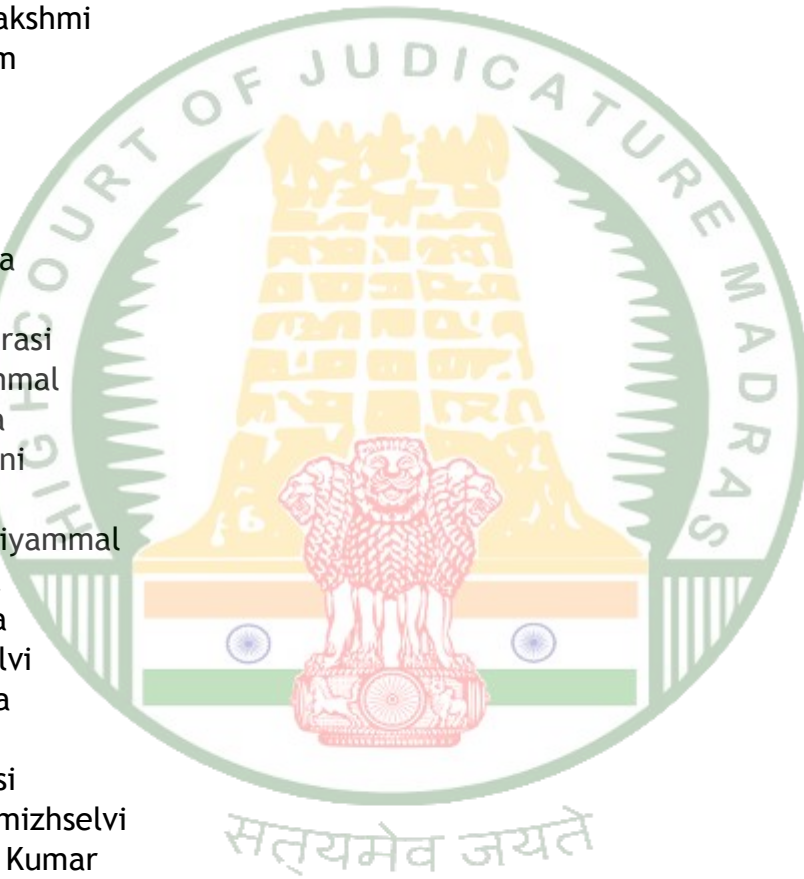
For Respondents : Mr.V.Venkadasalam

W.P.No.14539 of 2014

- 1.N.Saraswathy
- 2.P.Susila
- 3.G.Thaiyalnayagi
- 4.P.Shanthi
- 5.K.Sundari
- 6.K.Arulselvi
- 7.K.Muthammal
- 8.D.Palaniammal
- 9.S.Gandhimathi
- 10.S.Adhilakshmi
- 11.S.Vasugi
- 12.P.Sudha

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13.A.Anandhi
 14.N.Tamizhpavai
 15.E.Sasikala
 16.V.Annapoorani
 17.S.Padmavathi
 18.D.Subashini
 19.S.Shoba
 20.M.Sasikala
 21.J.Vijayalakshmi
 22.K.Bakkiam
 23.A.Viji
 24.P.Ilakkia
 25.E.Usha
 26.L.Anju
 27.R.Chandra
 28.K.Jothi
 29.V.Kalaiyarasi
 30.K.Veerammal
 31.D.Kavitha
 32.MA.Ramani
 33.V.Meena
 34.M.Patchaiyammal
 35.V.Geetha
 36.S.Suvetha
 37.K.Kalaiselvi
 38.R.Sasikala
 39.D.Sarasu
 40.V.Ilavarasi
 41.P.Senthamizhselvi
 42.S.Sathish Kumar
 43.P.Pugazendhi
 44.U.Pakkirisamy
 45.V.Jayavelu
 46.S.Sambandam
 47.A.Ramesh
 48.K.Murugan
 49.V.Balasundaram
 50.P.Mohan
 51.K.Sathivel



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versus

Petitioners

1.The Board for Industrial & Financial Reconstruction,
Rep. by its Chairman, Bench-1,
Jawahar Vyapar Bhavan,
No.1, Tolstoy Marg,
New Delhi - 110 001.

2.Industrial Development Bank of India,
No.115, Anna Salai,
Chennai - 600 015.

3.Pondicherry Industrial Promotion Development
& Investment Corporation,
No.60, Romain Rolland Street,
Pondicherry - 605 001.

4.The Chief Manager,
Canara Bank,
1st Floor, 524, Anna Salai,
Teynampet, Chennai - 600 018.

5.A&F Overseas Trade Limited,
Rep. by its Managing Director,
Factory at Uruvaiyar Village,
Mangalam Road, Mangalam Post,
Via Villianur, Pudhucherry - 605 110.
Head Office at No.3, Malaviya Avenue,
Second Floor, Thiruvanmiyur,
Chennai - 600 041.

... Respondents

PRAYER: Writ Petition has been filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus, calling for the records from the file of the 1st respondent's proceeding made in Case No.359 of 2000 in RE: M/s.A&F Overseas Trade Limited dated 27.03.2014 and quash the same and further direct the 1st respondent to consider the reliefs sought for by the petitioners in M.A.No.416 of 2013 in Case No.359 of 2000.

For Petitioners : Mr.Su.Srinivasan
For Respondents : No Appearance

COMMON ORDER

Today, when these Petitions are taken up for consideration, Mr.V.Venkadasalam, learned counsel appearing for the respondents in C.P.No.197 of 2014 submitted that the entire dues have been settled to the secured creditors and workers and now, BIFR has also dissolved, nobody interested to wind up the respondent Company.

2. Mr.Su.Srinivasan, learned counsel appearing for the writ petitioners submitted that the entire dues have been paid to the workers and further submitted that nothing survives in the Writ Petition.

3. In view of the same, W.P.No.14539 of 2014 is dismissed as infructuous and C.P.No.197 of 2014 is closed. Consequently, connected miscellaneous petition is also closed. However, there is no order as to costs.

26.07.2019

Speaking Order/Non Speaking Order
Index : Yes / No
Internet : Yes
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N.SATHISH KUMAR, J.,

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Company Petition No.197 of 2014
and Writ Petition No.14539 of 2014

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