

**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

**CP No. 119 of 2011 (O&M)  
Date of Decision: 16.05.2019**

Export and Import Bank, USA

...Petitioner

Vs.

Agro Dutch Industries Limited

...Respondent

**CORAM:- HON'BLE MR.JUSTICE RAJIV NARAIN RAINA**

Present: Mr. Tribhuvan Dahiya, Advocate  
for the petitioner.

None for the respondent.

**RAJIV NARAIN RAINA, J. (Oral)**

1. This petition has been filed under Section 433 (e) (f) read with Section 434 and 439 of the Companies Act, 1956 for winding up of the respondent company.

2. On 07.04.2017, this petition was admitted and factum of admission was ordered to be published in newspapers namely “Indian Express” (English) and “Dainik Bhaskar” (Hindi) both Chandigarh editions and in the Official Gazette of Chandigarh Administration, Chandigarh.

3. The affidavit of publication was filed on 16.08.2017, which is taken on record. Since, no one has put in appearance on behalf of the respondent-company to contest the petition. Hence, this Court is inclined to accept the averments made by the petitioner as true and

correct that debt is admitted and is not being disputed by the respondent company. Therefore, the respondent company deserves to be wound up. Ordered accordingly.

4. The Official Liquidator attached to this Court is appointed as Liquidator of respondent-company. He is directed to take charge of all the movable and immovable assets and records of respondent-company and proceed further in accordance with law.

5. The winding up order be published in newspapers namely “Indian Express” (English) and “Dainik Bhaskar” (Hindi) both Chandigarh editions and in the Official Gazette of Chandigarh Administration, Chandigarh.

6. The petition is disposed of.

(RAJIV NARAIN RAINA)  
JUDGE

16.05.2019

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*Whether speaking/reasoned* : *Yes/No*  
*Whether reportable* : *Yes/No*