

dik

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION**

**OFFICIAL LIQUIDATOR REPORT NO. 46 OF 2020  
IN  
COMPANY PETITION NO. 28 OF 2012**

The Bank of New York Mellon, London Branch      ...Petitioner

.....

Mr Mahendra Aithe, Company Prosecutor for the O.L.  
Ms. Cheryl Fernandes i/b AZB & Partners for the Petitioner in  
Company Petition No.28 of 2012.

.....

**CORAM :      B. P. COLABAWALLA, J.  
5<sup>th</sup> MARCH 2020.**

**P.C.:**

Having heard the representative of the Official Liquidator and the learned advocate appearing for the original Petitioner and considering the averments made in O.L.R., the O.L.R. is allowed in terms of prayer clauses (a), (b) and (c) which reads thus:-

- (a) *In view of paragraph 10 of this report, whether this Hon'ble Court would be pleased to permit the Official Liquidator to make 6<sup>th</sup> attempt to conduct the sale of (1) movable immovable property of the company (In Liquidation) situated at Zenith House, 30 MIDC Central Road, Andheri (East) Mumbai - 400093 and (2) immovable property at 005, Gr. Floor, Malti story Building, SEEPZ, Andheri (East), Mumbai without quoting Reserve Price;*
- (b) *In view of paragraph 11 of this report, this Hon'ble Court would be pleased approve the "SALE NOTICE" and "TERMS AND CONDITIONS OF SALE", which is annexed hereto and marked as Exhibit – "D-1" and "D-2";*
- (c) *In view of paragraph 8 and 12 of this Report, whether this Hon'ble Court to permit the Official Liquidator to make 6<sup>th</sup> attempt of sale of the above-mentioned properties by way of publishing the Sale Notice in "Free Press Journal" (English) and "Navshakti" (Marathi) and circulated from Mumbai through an advertising agency in addition to upload the sale*

*notice on the websites of this Hon'ble Court and the Official Liquidator and also be pleased to permit to pay the advertisement charges out of the sale proceeds or out of the funds available to the credit of the Company (In Liquidation), subject to deduction of TDS, if any;"*

2. Official Liquidator Report is accordingly disposed of.

**(B. P. COLABAWALLA, J.)**