

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
INTERIM APPLICATION NO.261 OF 2020
IN
COMPANY PETITION NO.557 OF 1999**

Employees Provident Fund OrganisationApplicant

IN THE MATTER BETWEEN :

M/s. Deepak Industries LimitedPetitioner

V/s.

The Official Liquidator of M/s. Brimco
Plastic Machinery (P) Ltd. (In liquidation)Respondent

Mr. Suresh Kumar for applicant.

Mr. Aditya Pimple, Advocate for official liquidator.

Mr. Mahendhar Aithe, Company Prosecutor present.

CORAM : K.R.SHRIRAM, J.

DATED : 30th MARCH 2021

PC. :

1 Mr. Suresh Kumar states that the adjudication order itself in this case has been received sometime in 2011 and, therefore, applicant should not have even filed this application. This statement of Mr. Suresh Kumar only highlights the fact that applicant had not even applied its mind before the application was filed and what is mentioned in the verification clause on oath was incorrect. Nevertheless, I grant leave to withdraw the application.

2 Interim application accordingly dismissed as withdrawn.

(K.R. SHRIRAM, J.)