

IN THE HIGH COURT AT CALCUTTA
Original Jurisdiction
ORIGINAL SIDE

CP/122/2014

IN THE MATTER OF : DURGAPUR
STEELS LIMITED

-AND-

IN THE MATTER OF : SHRINGAR
MARKETING PRIVATE LIMITED

BEFORE:

The Hon'ble JUSTICE RAVI KRISHAN KAPUR

Date : 16th December, 2022.

Appearance:
Ms. Smita Das De, Adv.
..for the O/L

Mr. Arindam Paul, Adv.
...for the securing agency

The Court:- This winding up petition was filed as far back as on 9th September, 2014. The Status Report filed on behalf of the Official Liquidator be kept with the records. The Status Report filed on behalf of the Official Liquidator demonstrates that there is no irreversible situation which has arisen warranting this Court retaining this proceeding.

In view of the amended provisions of the Companies Act, 2013 and in view of the decisions in *Action Ispat and Power Private Limited-versus-Shyam Metalics and Energy Limited* reported in (2021) 2 SCC 641 and in *A. Navinchandra Steels Private Limited -versus- Srei Equipment Finance Limited and Others* reported in AIR 2021 SC 1180, I find that this Court does not have any jurisdiction to retain this proceeding.

In view of the aforesaid, CP/122/2014 stands transferred to the National Company Law Tribunal, Kolkata. The Department shall treat CP/122/2014 as disposed of insofar as the records of this Court are concerned.

It needless to mention that all connected applications also stand transferred to the National Company Law Tribunal, Kolkata.

(RAVI KRISHAN KAPUR, J.)

TO