

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

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**CAPP-2-2014 (O&M)
Date of decision: 24.11.2022**

HARMANDEEP SINGH

..Appellant

Versus

SHRI GANESH BINDAL & ORS

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Anurag Chopra, Advocate
for the appellant.

ANIL KSHETARPAL, J(Oral)

This appeal under Section 10(F) of the Companies Act, 1956 has been filed challenging the correctness of the order dated 01.01.2014, passed by the Company Law Board in an application under Section 340 of Cr.P.C.

The operative part of the order reads as under:-

“In view of all these facts and circumstances, I hereby direct the Bench Officer to send the original documents, i.e. resignation letter of petitioner and another Director of the Company, Shri Harcharan Singh, Resolution dated 05.07.2011, affidavit signed on 14.10.2010 to Central Forensic Science Laboratory, Lodhi Road, New Delhi-110003 for comparison with the admitted signatures of Respondents for necessary examination and also, for their report/opinion as to the genuineness of the signatures and the expenses involved therein be borne by the petitioner.”

On 20.05.2014, the directions with respect to the three documents was to remain suspended till further orders.

More than 8 years have elapsed. The learned counsel representing the appellant stated that despite his best efforts, he has failed to locate the file, neither in the office of National Company Law Tribunal nor in the Company Law Board. He submits that he has no knowledge of the

said report, if any, submitted pursuant to the directions of the Company Law Board. He prays for disposal of the appeal as infructuous with liberty to the appellant to file an application for revival, as and when required.

Ordered accordingly.

All the pending miscellaneous applications, if any, are also disposed of.

November 24th, 2022

(ANIL KSHETARPAL)
JUDGE

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<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>