

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

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1. CP-245-1999(O&M)
Date of decision: 24.08.2022

M/S DARSHAN FORGING PVT. LTD. (IN LIQN.) ..Petitioner

Versus

ARUN GUPTA & ORS. ..Respondents

2. CP-244-1999(O&M)

M/S DARSHAN FORGING PVT. LTD. (IN LIQN.) ..Petitioner

Versus

ARUN GUPTA & ORS. ..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Hitesh Malik, Advocate
with Mr. Prashant Baliyan, Official Liquidator.

ANIL KSHETARPAL, J(Oral)

These petitions filed under Section 454 and 456 of the Companies Act, 1956, are pending in this Court for the last 23 years. The Official Liquidator complains that the former directors of the Company in liquidation have failed to file the statement of affairs and to hand over the possession of assets, properties, books of accounts of the Company in liquidation, respectively. As per the order dated 11.09.2008, respondent No.4 and 6 were proceeded against ex parte. During these years, sincere efforts have been made to secure the presence of the respondents. At one stage, respondent No.1, 2, 3, 4, 5 and 6 were represented. However, their counsel were subsequently elevated to the Bench. The learned counsel representing respondent No.4 and 6 passed away. For the last 8 years, the respondents are not represented by any counsel. Due to the pendency of the present petitions, the dissolution of the Company in liquidation has been held up.

In the considered opinion of the Court, no useful purpose would be served in keeping the matters pending. Hence, CP-244 & 245 of 1999, are ordered to be disposed of.

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

August 24th, 2022
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(ANIL KSHETARPAL)
JUDGE

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