

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2

1. CP-148-2008(O&M)
Date of decision: 26.07.2022

RESERVE BANK OF INDIA ..Petitioner

Versus

M/S DIAMOND FINCAP LTD. ..Respondent

2. CP-149-2008(O&M)

RESERVE BANK OF INDIA ..Petitioner

Versus

M/S MOGA DEPOSITS AND ADVANCES LTD. ..Respondent

3. CP-3-2011(O&M)

M/S MOGA DEPOSITS AND ADVANCES LTD
(IN PROVISIONAL LIQUIDATION) ..Petitioner

Versus

HARJIT SINGH AND ORS. ..Respondents

4. CP-4-2011(O&M)

M/S MOGA DEPOSITS AND ADVANCES LTD
(IN PROVISIONAL LIQUIDATION) ..Petitioner

Versus

HARJIT SINGH AND ORS. ..Respondents

5. CP-5-2011(O&M)

M/S DIAMOND FINCAP LTD.
(IN PROVISIONAL LIQUIDATION) ..Petitioner

Versus

HARJIT SINGH AND ORS. ..Respondents

6. CP-6-2011(O&M)

M/S DIAMOND FINCAP LTD.
(IN PROVISIONAL LIQUIDATION) ..Petitioner

Versus

HARJIT SINGH AND ORS. ..Respondents

7. CP-66-2011(O&M)

**M/S DIAMOND FINCAP LTD.
(IN PROVISIONAL LIQUIDATION)**

..Petitioner

Versus

RESERVE BANK OF INDIA

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Deepak Suri, Advocate
for the petitioner (CP-148-2008 & CP-149-2008).

Mr. Puneet Kansal, Advocate
for respondent-Company/Ex-Directors.

Mr. Hitesh Malik, Advocate
for Official Liquidator.

ANIL KSHETARPAL, J(Oral)

CP-148-2008 & CP-149-2008

The learned counsel representing the Reserve Bank of India submits that he has instructions to withdraw the petitions provided the Company in liquidation changes its name in order to avoid deception to the public at large of being a Non-Banking Financial Company (NBFC).

The learned counsel representing the respondent-Company has no objection, he has undertaken to change its name within a period of two months. The respondent-Company has also undertaken not to accept any deposits from the general public in future.

Keeping in view the aforesaid facts, CP-148-2008 & CP-149-2008, filed by the Reserve Bank of India are dismissed as withdrawn.

CP-3, 4, 5, 6 & 66 of 2011

CP-3-2011 & CP-5-2011 have been filed by the Official Liquidator complaining failure to file the statement of affairs, CP-4-2011 & CP-6-2011 have been filed complaining failure to hand over the possession

of assets, property, books of accounts & records of the Company in liquidation and CP-66-2011 has been filed to sell movable and immovable properties of the Company in liquidation.

Sh. Hitesh Malik, Advocate, appearing for Official Liquidator submits that he has no knowledge of filing of any claim before Official Liquidator.

Hence, these petitions are disposed of.

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

July 26th, 2022

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**(ANIL KSHETARPAL)
JUDGE**

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