

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Letters Patent Appeal No.1 of 2023**  
**In**  
**COMPANY PETITION No.3 of 1984**

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1. Arvind Kumar Sinha Son of Rajnandan Prasad Sinha, Resident of Quarter No. S/365. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
2. Madhusudan Kumar, Son of Late Lakan Lall, Resident of Quarter No. SC-24. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
3. Raj Kumar Singh Son of Late Ram Govind Singh, Resident of Quarter No. P-35. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
4. Om Prakash Srivastave S/o Late Vindhyavasani Prasad, Resident of Quarter No. N/-6 (Old). Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
5. Sunil Kumar Singh, Son of Late Shri Ram Singh, Resident of Quarter No. S/368. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
6. Murlidhar Singh, Son of Late Ram Govind Singh, Resident of Quarter No. B/06. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
7. Saraswati Devi wife of Late Girishdeo Singh, Resident of Quarter No. D/02 (Old). Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
8. Lalan Prasad Singh Son of Budhan Singh, Resident of Quarter no. S/216. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
9. Dinanath Tiwary Son of Late Kesho Tiwary, Resident of Quarter No. S/175. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
10. Sikendra Prasad, Son of Late Banarasi Prasad, Resident of Quarter No. S/177. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
11. Anil Kumar Srivastava, Son of Late Kailashpati Lal Srivastava, Resident of Quarter No. S/237. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
12. A.K. Tripathi, Son of Subedar Tripathi, Resident of Quarter no. S/370. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
13. Puspa Sinha Wife of Late Akhori Rajeev Ranjan, Resident of Quarter No. S/212. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
14. Anil Kumar Mishra, Son of Late Vishwanath Mishra, Resident of MF- 21. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
15. Moti Lal Prasad, Son of Late Shyamlal Sah, Resident of Quarter no. S/167. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.



16. Mahendra Prasad, Son of Late Banarasi Prasad, Resident of Quarter No. S/210. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
17. Nagendra Prasad Son of Late Ram Prasad Sinha, Resident of Quarter No. S/297. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
18. Murlidhar Prasad, Son of Late Seravjeet Prasad, Resident of Quarter No. S/106. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
19. Surendra Kumar, Son of Shyama Prasad, Resident of Quarter no. S0/104. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
20. Ramadhar Singh, Son of Late Suchit Singh, Resident of Quarter No. S/332. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
21. Suresh Prasad Singh, Son of Late Radha Prasad Singh, Resident of Quarter No. S/335. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
22. Rama Shankar Rai alias Rama Shankar Singh Son of Late Navrang Rai, Resident of Quarter No. S/3664. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
23. Subedar Tripathi, Son of Late Ram Shubhag Tiwary, Resident of Quarter no. S/327. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
24. Sita Kumari, wife of Laxman Paswan, Resident of Quarter No. S/325. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
25. Binod Kumar Singh, Son of Babunand Singh, Resident of Quarter no. S/107. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.
26. Kameshwar Ojha, Son of Late Sukhdeo Ojha, Resident of Quarter no. S/178. Resident of Dalmia Nagar, P.O. and P.S. - Dalima Nagar, District - Rohtas.

... .. Appellant/s

Versus

M/s Rohtas Industries Ltd. (in liquidation) through the Official Liquidator.

... .. Respondent/s

**Appearance :**

For the Appellant/s : Mr. Brajesh Tiwary, Adv.  
For the Respondent/s : Mr. Gautam Kumar Kejriwal, Adv.

**CORAM: HONOURABLE THE CHIEF JUSTICE**

**and**

**HONOURABLE MR. JUSTICE MADHURESH PRASAD**

**ORAL ORDER**

**(Per: HONOURABLE THE CHIEF JUSTICE)**

3      29-04-2023      The L.P.A. is not maintainable against the impugned



order in a Company Petition.

Accordingly, the appeal is dismissed with liberty to  
the appellants to file a Company Appeal.

**(K. Vinod Chandran, CJ)**

**( Madhuresh Prasad, J)**

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