



C.S.No.322 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29.11.2023

CORAM

THE HON'BLE MR.JUSTICE N.SATHISH KUMAR

C.S.No.322 of 2021

Patrick Bance

Interim Judicial Manager Of Take Solutions

Pte. Limited C/O Borrelli Walsh Pte.Ltd.

Having Office At 1 Raffles Place

Represented By Its Poa Mr.J.Pranav Reddy

... Plaintiff

Vs

- 1 Take Solutions Limited
Having Its Registered Office At No.27 Tank
Bund Road Nungambakkam Chennai - 600 034.
India.
- 2 Mr.Srinivasan Harikesavanall
Ur Ramani Director - Take Solutions Limited
Having Office At No.27 Tank Bund Road
Nungambakkam Chennai - 34. India.
- 3 Mr.Venkatesan Vedamirtham
Chief Accounts Officer - Take Solutions
Limited Having Office At No.27 Tank Bund
Road Nungambakkam Chennai - 600 034.
India.
- 4 Mr.M.Alagar

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C.S.No.322 of 2021

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Scrutinizer For E-Voting Of Egm Of Take
Solutions Limited C/O M.Alagar And
Associates No.21-B 1st Floor Ark Colony
Eldams Road Alwarpet Che

- 5 Indus Ind Bank Ltd.
Having Its Registered Office At 2401
General Thimmayya Road (Cantonment) Pune-
411 001. Also At New No.34 Old No.115-116
G.N.Chetty Road T.Naga
[Fifth defendant impleaded as per the Order dated
29.11.2021 in A.No.4056 of 2021]
- 6 Axis Bank Limited
Gift City - Ibu. Unit 403 4th Floor
Hiranandani Signature 13-B Zone-I Gift Sez
Gift City Gandhinagar Gujarat - 382355
India.
[Sixth defendant impleaded as per Order dated
29.11.2021 in A.No.4057 of 2021]

... Defendants

Civil Suit filed under Order IV Rule 1 of High Court O.S. Rules
1956 read with Order VII Rule 1 of CPC for the following reliefs :

(a) Mandatory injunction directing the Defendants to disregard /
ignore the vote cast on behalf of Take Solutions Pte. Limited in the
Extraordinary General Meeting to be held on October 23, 2021 given that
the same has been held to be null and void, illegal and/or invalid and/or
improper by the Singapore High Court,



C.S.No.322 of 2021

(b) Mandatory injunction permitting the Plaintiff to exercise its voting rights on behalf of Take Solutions Pte. Limited on the day of Extraordinary General Meeting itself i.e. October 23, 2021;

(c) Mandatory injunction directing the 4th Defendant to exclude the void and invalid vote cast on behalf of Take Solutions Pte. Limited for the purposes of tabulation of votes cast at the Extraordinary General Meeting to be held on October 23, 2021;

(d) Mandatory Injunction directing the 1st Defendant to call for a fresh shareholders meeting for voting afresh on the proposed resolutions in relation to the proposed sale of the CRO Business;

(e) Permanent Injunction restraining the Defendants their men Agents, servants, representatives or any person claiming through them or under them from acting upon and/or giving effect to and/or implementing, directly or indirectly, in any manner whatsoever, any Resolutions on the basis of the e-voting carried on between October 19, 2021 and October 22, 2021 in respect of the proposed sale of the CRO Business;

(f) Permanent Injunction restraining the Defendants, their men Agents, servants, representatives or any person claiming through them or under them from in any manner proceeding with the proposed Extraordinary General Meeting to be held on October 23, 2021 or any other subsequent date, to consider any Resolutions pertaining to the proposed sale of the CRO Business, without the consent of the Plaintiff,



C.S.No.322 of 2021

(g) Directing the Defendants to pay the Plaintiff for costs of the proceedings

For plaintiff : Mr.P.Siddharth
for BFS Legal

For defendants : Mr.Sasidhar Sivakumar – D1 & D2

Mr.T.Sureshkumar
for Genicon Associates – D4

No appearance – D3, D5, D6

J U D G M E N T

The learned counsel for the plaintiff sought permission of this court to withdraw the suit and also made an endorsement to that effect.

2. In view of the submission of the learned counsel for the plaintiff and the endorsement made, this suit is dismissed as withdrawn.

29.11.2023

vrc



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C.S.No.322 of 2021

N.SATHISH KUMAR, J.

VTC

C.S.No.322 of 2021

29.11.2023