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

**COCp-911-2016 (O&M)
Date of decision: 24.02.2023**

Alka Mehta

... Petitioner

Vs.

Dev Krishan Jindal and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Animesh Sharma, Advocate
for the petitioner.

Mr. Shiva Parashar, Advocate for
Mr. Amar Vivek, Advocate
for the respondents.

ARVIND SINGH SANGWAN, J. (ORAL)

The petitioner alleges violation of the order dated 21.03.2013 passed in CAPP-7-2012 and the order dated 29.01.2015 passed by the Company Law Board, New Delhi Bench.

As per the order dated 14.12.2011 passed by Company Law Board, New Delhi Bench, an independent Auditor will be appointed to look into the financial transaction of the company. It was also observed that the respondents have failed to justify creating of huge unsecured liabilities, therefore, the respondent-company is required to appoint an independent Auditor to look into the genuineness of loans and utilization. Vide order dated

21.03.2013, aforesaid CAPP was disposed of with consent of the parties that Board will give effect to its order dated 14.12.2011 and determine the actual share holding of each group in the company and will appoint an agency to evaluate the share of the company.

Reply by way of affidavit on behalf of the respondents is on record, in which it is stated that a resolution is also passed in the meeting dated 08.05.2017 that the petitioner was made one of the Director and 45000 shares allotted to Kalia Group and Jindal Group were cancelled. It is further resolved that 1,45,680 shares bought by Jindal Group from Kalia Group in 2005 after paying the unsecured loan etc. stood transferred through account payee cheques in favour of Jindal Group.

In view of the above, no willful disobedience is made out.

Dismissed.

[ARVIND SINGH SANGWAN]
JUDGE

24.02.2023
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No