

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CP-143-2015 (O&M)

Date of Decision: 06.07.2023

M/s Om Scaffolders

.....Petitioners

Versus

M/s Multitech Towers Private Limited

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Devansh Khanna, Advocate, for
Mr. Yash Pal Gupta, Advocate, for the petitioners.

Mr. Vishal Gupta, Advocate,
For the respondent.

HARKESH MANUJA, J.(ORAL)

The present petition filed under Section 433(e) of the Companies Act, 1956.

Notice was issued vide order dated 21.08.2015 and in response thereto only written statement has been filed by the respondent on 27.09.2018 and thereafter no effective proceedings took place.

It is evident that no irreversible steps have been taken in the present petition.

Accordingly, in view of the judgment passed by the Hon'ble Supreme Court in **Civil Appeal No.4041-2020** titled as "**Action Ispat and Power Pvt Ltd. Vs. Shyam Metalics and Energy Ltd.**" decided on 15.12.2020, reported in AIR 2021 SC 309, the matter be transferred to the National Company Law Tribunal (NCLT), Chandigarh Bench.

Ordered accordingly.

Parties through its respective counsels are directed to appear before the Tribunal on 28.08.2023.

(HARKESH MANUJA)
JUDGE

06.07.2023

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