

IN THE HIGH COURT OF JUDICATURE AT PATNA
COMPANY APPEAL(DB) No.4 of 2024
In
COMPANY PETITION No.3 of 1984

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Sushil Kumar Dixit

... .. Appellant/s

Versus

M/s Rohtas industries Ltd. (in liquidation),

... .. Respondent/s

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Appearance :

For the Appellant/s	:	Mr.Aditya Dev, Adv.
For the Respondent/s	:	Mr.Gautam Kejriwal,
		Mr.Alok Kumar Jha,
		Mr.Mukund Kumar,
		Mr.Aditya Raman &
		Mr.Akash Kumar, Advocates

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CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and
HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

3 20-08-2024 Office has raised an objection relating to maintainability of the Comp. Appeal (DB) No. 4 of 2024 on behalf of the appellants, Sushil Kumar Dixit & Ors.

2. It is admitted fact that Sushil Kumar Dixit & Ors., who are not parties to the company petition, therefore, the present company appeal is not maintainable. First they have to establish that they have a locus in the company petition before the company judge then only appellants can be treated as proper or necessary parties to the lis. In absence of such process, the



present Comp. Appeal (DB) No. 4 of 2024 by Sushil Kumar Dixit and others is not maintainable. Accordingly, Comp. Appeal (DB) No. 4 of 2024 is not maintainable and it is dismissed. Pending I.As, if any, stands dismissed.

(P. B. Bajanthri, J)

(Alok Kumar Pandey, J)

mcv/-

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