

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

OFFICIAL LIQUIDATOR'S REPORT NO. 65 OF 2024
IN
COMPANY PETITION NO. 404 OF 2010

In the matter of the
Companies Act, 1956.
And
In the matter of K.R.
Commodities Exports Pvt.
Ltd. (in liquidation)

Shree Renuka Sugars Limited and another ... Petitioners

Mr. Vrushabh Vig instructed by Crawford Bayley and Co. for the
Petitioner in CP-404-2010.

Ms. Prachi Pandya instructed by Corporate Attorneys for Noticee No.3.

Mr. Harsh Moorjani, Advocate for the Official Liquidator.

Mr. Chandan Kumar, Official Liquidator alongwith Mr. Anil Bhagure,
Assistant Official Liquidator present.

CORAM : ABHAY AHUJA, J.
DATE : 1 AUGUST, 2024

PC. :

1. Pursuant to the earlier order of this Court, today when the
matter is called out, Mr. Moorjani appears for the Official Liquidator
and submits that the notices have been served and seeks to tender
Affidavit of service dated 31st July 2024.

2. Having heard Mr. Moorjani and having considered his
submissions, the Official Liquidator's Report is allowed in terms of

prayer clauses (a), (b) and (c), which reads thus :

(a) In view of para (9) of this report, whether this Hon'ble court may be pleased to permit the Official Liquidator to invite the claims of the workers/creditors of the company (In Liqn) as required under Rule 148 of the Companies (Court) Rules, 1959 by issuing the advertisement in the newspapers i.e. **"Free Press Journal"** in English having circulation from Mumbai and **"Pudhari"** in Marathi having circulation from Pune, and further be pleased to permit the Official Liquidator to make payment to the advertising agency out of the fund lying to the credit of the Company (In Liqn.) subject to deduction of TDS, as applicable.

(b) In view of para (10) of this report, whether this Hon'ble Court would be pleased to dispense with issuance of individual notices to the Workers/Creditors as required under Rule 148(2) of the Companies (Court) Rules, 1959.

(c) In view of para (11) & (12) above, whether this Hon'ble Court may be pleased to allow the Official Liquidator to adjudicate said claims through the Chartered Accountant, and the Hon'ble High Court may be pleased to permit the Official Liquidator to make payment to the Chartered Accountant as and when the Official Liquidator receives the invoice/bill from them, from the funds lying to the credit of the Company (In Liqn.) as per the permitted scale of fees for the payment of Chartered Accountant for adjudication pursuant to the Hon'ble High

Court 07.02.2020 passed in OLR No.35 of 2020.

3. Ms. Pandya who appears for the Financial Creditor has no objection if the report is allowed.
4. The Official Liquidator's Report is accordingly disposed of.

(ABHAY AHUJA, J.)