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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CO.PET. 151/2014 & CO.APPL. 498/2014**

B.K.IRON & STEEL PVT LTD

.....Petitioner

Through: Ms. Pooja M. Saigal, Ms. Kaveri
Rawal and Mr. Jatin Dua, Advocates

versus

RATHI TMT SARIA PVT LTD

.....Respondent

Through: Mr. Tanmaya Mehta, Advocate

CORAM:

HON'BLE MR. JUSTICE CHANDRA DHARI SINGH

ORDER

15.07.2024

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1. The instant petition under Section 433 (e) read with Sections 434 and 439 of the Companies Act, 1956 read with Rule 9 of the Companies (Courts) Rules, 1959 has been filed on behalf of the petitioner seeking the following reliefs:

“(i) Direct that the Respondent Company be wound up under the provisions of the Companies Act, 1956;

(ii) Appoint the official liquidator as a receiver in respect of all the assets, properties and affairs of the Respondent Company.

(iii) Award costs of the present proceedings in favor of the Petitioner Company and against the Respondent Company; and

(iv) Pass such other and further order(s) as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case.”

2. Learned counsel appearing on behalf of the parties submitted that since the company petition has already been sent to National Company Law



Tribunal (NCLT) for adjudication, therefore, the same may be disposed of as nothing is left for further adjudication in the matter.

3. Heard.

4. Since this matter has already been sent to the NCLT for adjudication, nothing survives for further adjudication before this Court.

5. Accordingly, the instant petition stands disposed of along with pending applications, if any.

CHANDRA DHARI SINGH, J

JULY 15, 2024
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[Click here to check corrigendum, if any](#)