

COMPANY LAW BOARD
NEW DELHI BENCH
NEW DELHI

CP NO. 18(ND)2016

CA NO. 112/C-3/2016

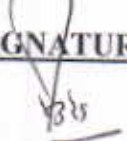
PRESENT: CHIEF JUSTICE M. M. KUMAR
CHAIRMAN

ATTENDANCE-CUM-ORDER SHEET OF THE HEARING OF NEW DELHI BENCH OF THE
COMPANY LAW BOARD ON 29.03.2016

NAME OF THE COMPANY: **Amrish Gupta & Ors.**
Vs.

M/s. R. N. Buildprop Pvt. Ltd. & Ors.

SECTION OF THE COMPANIES ACT: 397, 398 the Companies Act 1956.

S.NO.	NAME	DESIGNATION	REPRESENTATION	SIGNATURE
1.	Ashish Aggarwal	Advocate	Ref No. 1 to 4 & 6	
2.	Sanjay Goswami	Advocate	Ref 5 to 7.	Goswami
3.	P. Nagesh	Adv	Petitioner	P Nagesh
4.	Ashutosh Gupta	Adv	Ref No. 1	P Nagesh
5.	Amrish Gupta		Pet in person.	Ull
6.	RAJESH. CHAHA		Respondent	Rajesh Chaha

ORDER

This is an application filed under Order XXIII Rule 1 of CPC read with Regulation 44 of the Company Law Board Regulation, 1991 with a prayer for withdrawal of the petition. According to the averments made by the applicants, the Petitioners, the family members and group companies have settled the dispute with Respondents No.2 to 7, their group companies and associates as regard the issues raised in C.P. Nos.18 of 2016 and 19 of 2016. In the aforesaid two petitions two farm houses are involved. Petitioners have acknowledged that they have transferred their shareholding, control and management of Respondent No.1-company to Respondents No.2 to 7 alongwith its assets. [the main asset being the agricultural

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land measuring 4 Bighas and 16 Biswas in Khasra No.312 min (4-6) and 311/2/1 min (0-10) situated in the revenue estate of village Gadaipur, Tehsil Hauz Khas, Mehrauli, New Delhi]. It has been conceded that to the complete exclusion of the applicants-petitioners, Respondents No.3 & 6 are presently in control, management and possession of the aforesaid agricultural land which is asset of Respondent No.1-company.

The application further states that any further document shall be signed which are required to be executed to formalize the transfer of the petitioners' shareholding in Respondent No.1-company in favour of Respondents No. 3 & 6. The Balance sheet of Respondent No.1 duly signed by the statutory auditor shall also be duly signed and handed over and they would hand over the old record of Respondent No.1-company to Respondents No.3 & 6.

On the basis of the aforesaid averments and other averments made in paras 6 to 9 prayer has been made for permission to withdraw this petition as no dispute would exist between the parties as far as the present petition is concerned. Learned counsel for the non applicant- respondents have not raised any dispute with regard to averment made in the application and has readily accepted that the prayer made be granted. The statement has been made after obtaining instructions from Mr. Rajesh Gupta, Respondent No.3 who is present in the court.

In view of the above this application is allowed. C.P. No.19(ND)/2016 is dismissed ^{as withdrawn} 


(CHIEF JUSTICE M.M. KUMAR)
CHAIRMAN

Dated: 29/03/2016
(Vidya)