

COMPANY LAW BOARD  
NEW DELHI BENCH  
NEW DELHI

CP NO. 93/2(41)/MB/2016


CA NO.

PRESENT: CHIEF JUSTICE M. M. KUMAR  
CHAIRMAN

ATTENDANCE-CUM-ORDER SHEET OF THE HEARING OF NEW DELHI BENCH OF THE  
COMPANY LAW BOARD ON 08.03.2016

NAME OF THE COMPANY: **M/s. Case New Holland Construction Equipments (India)  
Pvt. Ltd.**

SECTION OF THE COMPANIES ACT: 2(41) of Companies Act, 2013


S.NO.	NAME	DESIGNATION	REPRESENTATION	SIGNATURE
1.	MOHD. NAZIM KHAN	PCS F-6529	Petitioner	

**ORDER**

This is an application filed by a subsidiary company namely M/s Case New Holland Constructions Equipments (India) Pvt. Ltd., Mumbai for permission to follow the financial year from 1st January to 31<sup>st</sup> December which can be permitted by virtue of Proviso to Section 2(41) of the Companies Act, 2013. M/s New Holland Fiat (India) Pvt. Ltd. which is holding 50% of the paid up share capital of the applicant company, is an associate company. The associate company is a subsidiary of M/s CNH Industrial Asian Holding Ltd., N.V. which also follows the financial year from 1<sup>st</sup> January to 31<sup>st</sup> December. For the sake of convenience and to maintain the same financial year in both the companies, permission has been sought.

The Deputy Registrar of Companies, Mumbai has sent a report. It has verified the facts with regard to the status of the petitioner company and that of its holding company. It has also been stated that the Registrar of Companies would have no objection if the prayer made by the Petitioner is accepted. Keeping in view the fact that holding company follows calendar year as financial year from 1<sup>st</sup> January to 31<sup>st</sup> December I deem it just and proper to grant the prayer made by the petitioner because it would bring co-ordination of account between the two companies. Accordingly the petition succeeds. The prayer for treating calendar year as financial year from January to December is accepted.

Petition stands disposed of.

  
(CHIEF JUSTICE M.M. KUMAR)  
CHAIRMAN

Dated: 8.3.2016  
(Vidya Shastri)