

COMPANY LAW BOARD
NEW DELHI BENCH
NEW DELHI

CP NO. 3/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 26.02.2016

NAME OF THE COMPANY: Mrs. Smita Ajay Yeole

Vs.

M/s. Oriental Weaving & Processing Mills Pvt. Ltd. & Ors.

SECTION OF THE COMPANIES ACT: 397, 398, 399 rw 402 and 403 of the Companies Act 1956.

S.NO. NAME DESIGNATION REPRESENTATION SIGNATURE

1. KAMAL CA R-3 Kfe
AHRANKAR

2. S.A.D. U K Choudhary, Sr. Adv. R-2 U.
a/o Himanshu Uij., Adv.
1/4 Kot + Adv.

3. ~~Subpoena~~
Mrs. Mustafa Dactor
Sen Adv V
Mrs. Naushad Engineer
Adv
Mrs. Rohan Dakshini
Adv
Ms. Spenta Harewala Adv
Ms. Radhika Gautam Adv
Mrs. Vikrant Pachmanda Adv

FOR
Petitioner
①

PTO

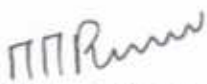
ORDERCA No.6/MAH/2016:

This is an application seeking clarification of consensus interim order dated 21.01.2016. The order has made arrangements to run day-to-day affairs of the R-1 company. It is admitted that the petitioner and respondent No.2 are joint signatory for operating bank accounts and issuance of cheques in respect of Respondent No.1 company. In the last order it is stipulated that on her refusal to sign a cheque, respondent No.2 would raise objection in writing. In such a situation cheques are to be forwarded for the consideration of the Administrator Mr. Berjis Desai, Advocate of the High Court of Bombay who has also been appointed by consensus of the parties on the last date of hearing.

Be that as it may, there is a consensus between the parties that cheques issued by the Petitioner shall be presented to respondent No.2 or her ^{representative} ~~her~~ Mr. Kamal Aggarwal. The cheques shall either be signed or objection in writing, if any, shall be raised by Respondent No.2 within 72 hours which shall commence from the time of presentation to Respondent No.2 or her counsel. The objection raised by Respondent No.2 shall be considered by the Administrator in accordance with law as already stipulated in the order dated 21.01.2016. If the Administrator overrule the objection(s) then Respondent No.2 shall sign the cheque within 48 hours of ~~the~~ overruling the objection.

It is further agreed between the parties that the statutory payments shall be made by the petitioner using on-line facility and that the on-line facility shall not be used for any other purpose. Respondent No. 2 shall intimate Union Bank of India in writing within one week from today, the aforesaid mode is acceptable to her.

List on 29.03.2016 at 10.30 AM.


[CHIEF JUSTICE M.M. KUMAR]
CHAIRMAN

Date: 26.02.2016
[ravi]


ORDER

CA No.6/MAH/2016:

Rejoinder to additional affidavit be filed within two weeks with a copy in advance to the counsel opposite.

List on 29.03.2016 at 10.30 AM.

Date: 26.02.2016
[ravi]


[CHIEF JUSTICE M.M. KUMAR]
CHAIRMAN