

COMPANY LAW BOARD
NEW DELHI BENCH
NEW DELHI

C. P. NO. 36/59/14

C.A. NO. 38/K-II/2016




PRESENT: B.S.V. PRAKASH KUMAR,
HON'BLE MEMBER


ATTENDANCE-CUM-ORDER SHEET OF THE HEARING OF NEW DELHI BENCH OF THE COMPANY LAW BOARD ON 31.03.2016 AT 10.30 A.M

NAME OF THE COMPANY: M/s. Mrs. Usha Jain V/s. M/s. EdenPark Hotels Pvt. Ltd. & Anr.

SECTION OF THE COMPANIES ACT: 58/59

S.NO. NAME DESIGNATION REPRESENTATION SIGNATURE

1.	Virender Granda, Sr. Advocate		Petitioner	
2.	Vipul Granda, Adv.			
3.	Tarun Mehta, Adv.			
4.	Shelly Khanna, Adv.			
5.	Mohit Johin, Adv.			
6.	Mrs. Usha Jain in person			
7.	RAJIV BAHL Advocate		Usha Jain Rajiv No: 2	
8.	Ms. Priya Jain in person			Priya Jain
9.	MR. ARUN KATHPALIA		Respondent No. 1	
10.	MS. ANURADHA DUTT			
11.	MR. PAWAN SHARMA			
12.	MR. SIDHARTH AGGARWAL			
	MS. DIVYA BHALLA			
	MR. ANUJ SHAH			



P.T.O.

Order

The petitioner, Mrs. Usha Jain and Respondent No. 2 – Ms. Priya Jain are present in person. The Petitioner has handed over Pay Order No. 055649 dated 16.3.2016 for ₹50lacs to R2 i.e. Ms. Priya Jain.

2. R2 filed CA 38/C-II/2016 to dispose of this CP praying this Bench to record payment of ₹50lacs by the Petitioner to R2 vide Pay Order No. 055649 dated 16.03.2016 drawn on Canara Bank, Okhla, New Delhi before this Bench in furtherance of the agreement dated 15th March, 2016 and thereafter reply/objections dated 30.04.2015 filed by R2 for transfer of 50,000 equity shares be dismissed as not pressed and for further direction to R1 company to transfer 50,000 equity shares of R2 issued vide Certificate No. 9 bearing Distinctive No. 62,10,001 to 62,60,000 in the name of Mrs. Usha Jain i.e. the Petitioner, and also for a direction that Mrs. Usha Jain (the petitioner) and Ms Priya Jain, (R2) shall be bound by all the terms and conditions mentioned in the Agreement dated 15th March, 2016.

3. The counsel appearing on behalf of R1 company i.e. Eden Park Hotels Pvt. Ltd has raised no objection for allowing this application.

4. In pursuance thereof, this application is allowed disposing of the Company Petition by recording the payment of ₹50lacs by the Petitioner to R2 vide Pay Order No. 055649 dated 16.03.2016 drawn on Canara Bank, Okhla, New Delhi and also directing R1 company to transfer 50,000 equity shares of R2 issued vide Certificate No. 9 bearing Distinctive No. 62,10,001 to 62,60,000 in the name of Mrs. Usha Jain i.e. the Petitioner.

5. This Bench further directs that Mrs. Usha Jain, (the petitione and Ms Priya Jain (R2), shall be bound by all the terms and conditions mentioned in the Agreement dated 15th March, 2016.

6. The above Agreement dated 15.03.2016 is hereby made as part of this order.

3. Accordingly, this Company Application is hereby allowed, disposing of CP 36/59/2014.


(B.S.V. PRAKASH KUMAR)
Member (Judicial)