

COMPANY LAW BOARD
NEW DELHI BENCH
NEW DELHI


C. P. NO. 16(MB)2015
C A. NO.

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 28.03.2016 AT 02.30 P.M**

NAME OF THE COMPANY: M/s. Omnitech Infosolutions Ltd.


SECTION OF THE COMPANIES ACT: 74(2)

S.NO.	NAME	DESIGNATION	REPRESENTATION	SIGNATURE
8.	DINESH KUMAR	Advocate	Applicant	

Order

The applicant, Mrs. Shashi Dhaon, 83 years old, filed this CA stating that she invested ₹5lacs as fixed deposit on 17-11-2012. In pursuance thereof, FD receipt bearing no. 2643, was issued. She states that though this deposits matured on 17-11-2014, she has till date received cheque only for a sum of ₹1,22,282 towards interest and ₹1,00,000 towards principle in March 2015. As to remaining balance, for there being no response from the company, she was obliged to file this CA praying this Bench to direct the company to pay balance sum of ₹4,00,000 along with interest @ 12% P.A. crediting it into the applicant's bank account no. 002101036803 maintained with ICICI Bank, Sector 18 Gurgaon Branch.

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2. On seeing this application, this Bench noticed that the respondent company was not present on the last date of hearing i.e., on 10.03.2016, then this Bench further directed the applicant to send registered notice to the company enabling the company to appear on today's hearing, but whereas, the respondent company has remained absent today as well, despite notice was received by the company on 22.03.2016, hence the case is set ex parte against the company.
3. On hearing the submissions of the counsel appeared on behalf of the applicant, it appears on record that the applicant herein deposited ₹5lacs payable along with 12% P.A., which was matured on 17.11.2014. Soon thereafter, as stated by the applicant, she wrote a letter on December 6, 2014, requesting the company to ensure that total sum of ₹5,00,000 along with @ 12% P.A. is credited to the applicant's bank account no. 002101036803 maintained with ICICI Bank, Sector 18 Gurgaon Branch. It appears that the company in the month of March, 2015 had only paid sum of ₹1,22,282 towards interest and ₹1,00,000 towards principal amount.
4. For the remaining balance has not been paid by the company, this Bench hereby directs the company to repay remaining balance of ₹4,00,000 along with interest as agreed in between the parties, within 60 days hereof, failing which, the applicant is at liberty to approach this Bench to take further steps against the company.

Accordingly, application is hereby allowed.



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