

NATIONAL COMPANY LAW TRIBUNAL - AHMEDABAD BENCH

No.NCLT/AHM/ORDER/272/2024

Dated 29th January,2024

ORDER

It is informed that by issuing notice dated 18.01.2024 (by affixing on notice board of Tribunal and uploading on e-portal of e-filing) sufficient time was granted to all concerned parties/Advocates to rectify/remove the defects within a period of 07 (Seven) days from the date of said notice as a last chance failing which all these cases will be dealt with for passing suitable order under Rule 28(3) of the NCLT Rules, 2016.

Now therefore, the undersigned by exercising powers conferred under Rule 28(3) of the NCLT Rules, 2016 and upon having satisfied about non-compliance of above notice within stipulated time, hereby declines the matters as per ***Annexure- 'A' showing details of eight Petitions & Annexure- 'B' showing details of nine Applications as per notice dated 18.01.2024*** to be registered except in those matters in which compliance by way of removal of defects have been made by concerned parties on or before due date.

Any party being aggrieved against this order, may prefer an appeal before the Hon'ble Tribunal within 15 days from the date of this order under Rule 63 of the NCLT Rules,2016.




(Dr.Sachiv Kumar)
Joint Registrar

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**NATIONAL COMPANY LAW TRIBUNAL
AHMEDABAD BENCH**

1st and 2nd Floor, Corporate Bhawan, Beside Zydus Hospital, Off S.G. Highway, Thaltej, Ahmedabad-380059
Ph. No. 07926854591 Email: registrar-ahm@nclt.gov.in

No. NCLT/AHM/NOTICE/187/2024

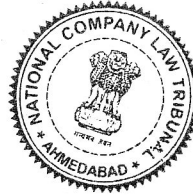
Dated 18th January, 2024

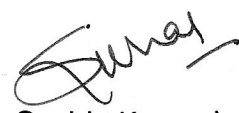
NOTICE

Attention of all concerned parties is invited to Rule 28(2) of the NCLT Rules, 2016 which provides that on scrutiny, if an application is found to be defective, after notice to the party, the same shall be returned for compliance. If the defects are not removed within 7 days, the Registrar may pass appropriate orders.

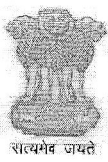
On scrutiny of various applications/petitions/interlocutory applications received by the registry of this bench under the Companies Act 2013 and the Insolvency and Bankruptcy Code, 2016 certain matters are found to be defective as per objections conveyed by the scrutiny section of the bench which were to be removed/rectified within 7 days by the concerned parties. ***Annexure- 'A' showing details of (08) eight Petitions & Annexure- 'B' showing details of (09) nine Applications pending as 'defective cases to be returned to applicant' for removal of objection is attached with this notice.***

In view of the above, all concerned are to take notice to remove the defects in respective matters shown in Annexure 'A' and 'B' within a period of **7 (Seven)** days from the date of this notice as a last chance failing which all these cases will be dealt with for passing suitable order under Rule 28(3) of the NCLT Rules, 2016.




(Dr. Sachiv Kumar)
Joint Registrar

- 1) NCLT Website
- 2) Notice Board/Cause List, NCLT, Ahmedabad (Court 1 and Court 2)



Annexure - 'A'
(08 matters) - x

Defective Cases (More Than 7 Days)

- ☒ Return to Applicant
 ☐ Re-filing Allowed
 ☐ Revive Defective Cases
 ☐ Archived Defective Cases

Select Case Type :

Petition

Total Records : 8

8

Show 25 entries

Search:

Sr No.	Defective Date	Last date of re-filing	Dairy No.	Title Of Case	Section	
1	10/01/2024	17/01/2024 (AR)	2401105022832023	TRIPADA EDUCATIONAL SERVICES PRIVATELIMITED	Sec. 230- 232, Sec 234	Return to Request
2	09/01/2024	16/01/2024 (AR)	2401138023312023	MITCON CREDENTIAL TRUSTEESHIP SERVICES LIMITED VS. NOVASATUM FOODS PRIVATE LIMITED	IBC under Sec 7	Return to Request
3	09/01/2024	16/01/2024 (AR)	2401105016142021	STATE BANK OF INDIA VS. SHRI HIMANSHU PRAFULCHANDRA VARIA	Section 95(1)	Return to Request

Sr No.	Defective Date	Last date of re-filing	Dairy No.	Title Of Case	Section	
4	08/01/2024	15/01/2024 (AR)	2401105001862022	SANJAY D KANANI THROUGH RESOLUTION PROFESSIONAL MR. RAHUL N SHAH VS. KOTAK MAHINDRA BANK	Section 94(1)	Return to Request
5	05/01/2024	12/01/2024 (AR)	2401105023102023	SUMAN TOWERS PRIVATE LIMITED VS. WELPACK PPOLYMERS LIMITED	IBC under Sec 7	Return to Request
6	05/01/2024	12/01/2024 (AR)	2401105023172023	M/S UNITED & SOCIAL ENGINEERING VS. ORIENTAL EPC PRIVATE LIMITED	IBC Under Sec 9	Return to Request
7	05/01/2024	12/01/2024 (AR)	2401105023382023	SATISH CHUNNIBHAI PATEL VS. OMSHIVAY BUILDERS LLP	IBC Under Sec 9	Return to Request
8	04/01/2024	11/01/2024 (AR)	2401105022772023	PAP COAT (INDIA) PRIVATE LIMITED VS. CAMERICH PAPERS PRIVATE LIMITED	Rule 63 of NCLT, 2016	Return to Request

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Defective Cases (More Than 7 Days)

Annexure 'B'
(09 matters)

- ☒ Return to Applicant ☐ Re-filing Allowed ☐ Revive Defective Cases
☐ Archived Defective Cases

Select Case Type :

Application

Total Records : 9

9

Show 10 entries

Search:

Sr No.	Defective Date	Last date of re-filing	Dairy No.	Title Of Case	Section	
1	09/01/2024	16/01/2024 (AR)	2401105000052024	MR. DUSHYANT C. DAVE LIQUIDATOR OF SHIRPUR POWER PRIVATE LIMITED VS. SINTEX PREFAB AND INFRA LIMITED THROUGH ITS RESOLUTION PROFESSIONAL MR. CHANDRA PRAKASH JAIN	Sec 66(1)	Retu Requ
2	09/01/2024	16/01/2024 (AR)	2401105008732023	JIGAR TARUNKUMAR BHATT RESOLUTION PROFESSIONAL ETERNAL MOTORS PRIVATE LIMITED VS. SUBODHKUMAR JAIN	Sec 43(1) r/w Sec 44 (1)	Retu Requ

Sl No.	Defective Date	Last date of re-filing	Dairy No.	Title Of Case	Section	
3	08/01/2024	15/01/2024 (AR)	2401105023122023	DAIMLER FINANCIAL SERVICES INDIA PRIVATE LIMITED (NOW KNOWN AS MERCEDES- BENZ FINANCIAL SERVICES INDIA PRIVATE LIMITED) VS. ASHISH ALEX PERSONAL GUARANTOR OF M/S SEALAND INFRASTRUCTURE PVT. LTD.	Application under any other provisions- IBC	Retu Requ
4	08/01/2024	15/01/2024 (AR)	2401105023112023	DAIMLER FINANCIAL SERVICES INDIA PRIVATE LIMITED (NOW KNOWN AS MERCEDES- BENZ FINANCIAL SERVICES INDIA PRIVATE LIMITED) VS. MARY ESKIL ALEX PERSONAL GUARANTOR OF M/S SEALAND INFRASTRUCTURE PVT. LTD.	Application under any other provisions- IBC	Retu Requ
5	08/01/2024	15/01/2024 (AR)	2401105023392023		Application under any other provisions- IBC	Retu Requ
6	06/01/2024	13/01/2024 (AR)	2401105021622023		Sec 30	Retu Requ

Sl No.	Defective Date	Last date of re-filing	Dairy No.	Title Of Case	Section	
7	03/01/2024	10/01/2024 (AR)	2401105020952023	PINAKIN ENGINEERS AND CONTRACTORS VS. SHREYANS JAIN LIQUIDATOR OF DMB PAPER MILLS PRIVATE LIMITED	Sec 60(5)	Retu Requ
8	02/01/2024	09/01/2024 (AR)	2401105022852023	AMIT GUPTA LIQUIDATOR OF FOREVER PRECIOUS JEWELLERY & DIAMONDS LIMITED VS. HARISHBHAI RATILAL MEHTA	Sec. 45 (1),Sec 66(1)	Retu Requ
9	29/12/2023	05/01/2024 (AR)	2401105004732021		Sec 60(5)	Retu Requ

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