

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
OFFICIAL LIQUIDATOR REPORT NO 219/ OF 2016/ LIQN NO. 1
IN
COMPANY APPLICATION NO 94 OF 2014
IN
COMPANY APPLICATION NO. 947 OF 2014
ALONGWITH
COMPANY APPLICATION NO. 95 OF 2014
IN
COMPANY PETITION NO. 948 OF 2014

In the matter of the Companies
Act, I of 1956;

And

In the matter of winding-up of
M/s. Mantri Realty Ltd. (In
Prov. Liqn.)

**SUBMITTED TO THE HON'BLE JUDGE TAKING
COMPANY MATTERS**

The Official Liquidator attached to the Hon'ble high Court at Bombay, the Provisional Liquidator of M/s Mantri Realty Ltd. (hereinafter referred to as "the company") having office at the 5th floor, Bank of India Bldg., M. G. Road, Fort, Mumbai – 400023, most respectfully submits compliance report as under:-

2. That the Hon'ble Court was pleased to pass an order dated 04.02.2015 in Company Application (L.) No. 596 of 2014 in



Company Petition No. 947 of 2014 along with Company Application (L.) No. 597 of 204 in Company Petition No. 948 of 2014 and appointed the Official Liquidator as Provisional Liquidator of M/s Realty Ltd. with usual powers under the Companies Act, 1956.

3. That, as per the records maintained in the Registrar of Companies, Maharashtra, Mumbai, the status of registered office and the Secured creditors as on the date of appointment of Provisional Liquidator are as under:-

I) **Registered office:-** GA-1, Court Chambers, 35 New Marine Lines, Mumbai – 400020

II) **Secured Creditors:-**

- i) Punjab National Bank
- ii) Bombay Mercantile Co. op. Bank Ltd.
- iii) IDBI Trusteeship Services Ltd.

III) **Ex-directors of the company (In Prov. Liqn.)**

- i) Shri Sunil Pandurang Mantri
- ii) Shri Ranjeet Dattatray Rane
- iii) Shri Pankaj Vijay Arekar
- iv) Shri Abishek Ladda Sanjay

4. That Mr.Pankaj Shah Former Advocate of the Company (In Prov. Liqn.) vide latter dated 13.4/2016 informed the Official Liquidator that the SC Suits No. 2776 of 2010, 2777 of 2010 and 2778 of 2010 filed by the Company in the Bombay City Civil Court at Bombay. The Company is the plaintiff in all the three suits and said

matters are pending in C.R. No.9. The next date of hearing is 7.6.2016 and further informed that they shall not be appearing in the matters henceforth.

5. That on 7.6.2016 Mr. Sandeep Bhagwat, the panel advocate of the Official Liquidator had attended the said matters and informed that the matter is now adjourned to 19.07.2016 and further informed that the Official Liquidator has to take out the appropriate proceeding to bring the Official Liquidator on records in place of the Company and to carry out necessary amendment in the plaint after obtaining leave from the Hon'ble High Court Bombay.

6. That since no papers and proceeding of the aforesaid suits are available with the Official Liquidator, the Official Liquidator vide letter dated 15.6.2016 requested Mr.Pankaj Shah, the Former Advocate of the Company (In Prov. Liqn.) to send the papers of the matters to the Official Liquidator. However, the Official Liquidator has received the papers and proceeding of the aforesaid all three suits on 16.6.2016 from M/s. S. K. Jain & Associates, Advocates for the Defendant vide letter dated 15.6.2016.

7. That on going through the suit papers it is observed that the Official Liquidator has to take out necessary application to carry out necessary amendment in the above suits.

8. That the Official Liquidator submits that it is just and necessary and in the interest of justice and also in the interest of



workers and creditors of the Company (In Prov. Liqn.) the Official Liquidator should be substituted as the Plaintiff and this Hon'ble Court may be pleased to grant leave u/s. 457 of the Companies Act, 1956 in the above said SC Suits No. 2776 of 2010, 2777 of 2010 and 2778 of 2010 to the Official Liquidator to implead himself as Plaintiff as the Official Liquidator of M/s. Mantri Realty Ltd and to continue the said SC Suits filed by the Company (In Prov. Liqn.)

In the circumstances, the Official Liquidator most respectfully prays for the directions on the following prayers:-

- a) In view of para (8) above, Whether this Hon'ble Court would Pleased to grant leave under section 457 of the Companies Act, 1956 to the Official Liquidator in the SC Suits No. 2776 of 2010, 2777 of 2010 and 2778 of 2010 to implead the Official Liquidator as Plaintiff in place of the Company (In Prov. Liqn.) and continue with the said suits filed by the Company (In Prov. Liqn.)
- b) Whether this Hon'ble Court would be pleased to allow the Official Liquidator to carry out the consequential amendments in the Sc Suits No. 2776 of 2010, 2777 of 2010 and 2778 of 2010 ;

And

- c) For such other and further directions as this Hon'ble Court may be deemed fit and proper;

Dated this 22nd day of June, 2016



OFFICIAL LIQUIDATOR

IN THE HIGH COURT OF
JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL
JURISDICTION

OFFICIAL LIQUIDATOR REPORT NO
219 OF 2016/ LIQN NO. I

IN

COMPANY APPLICATION NO 94 OF
2014

IN

COMPANY APPLICATION NO. 947 OF
2014

ALONGWITH

COMPANY APPLICATION NO. 95 OF
2014

IN

COMPANY PETITION NO. 948 OF 2014

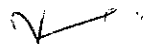
In the matter of the Companies Act, I
of 1956;

And

In the matter of winding-up of
M/s. Mantri Realty Ltd. (In Prov.
Liqn.)

**SUBMITTED TO THE HON'BLE
JUDGE TAKING COMPANY
MATTERS**

Dated this 22nd day of June 2016



OFFICIAL LIQUIDATOR