

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**OLR NO. 218 OF 2017/LIQN. VII
IN
COMPANY PETITION NO. 84 OF 1967**

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

And

In the matter of M/s. Chitale Sugar
Works Limited. (in Liqn.)

Shri Ganesh Gopal Modak & Ors.

.. Petitioner

Mr.Vinod Sharma, Official Liquidator present.

Mr.Mahendhar Aithe, Company Prosecutor for Official Liquidator present.

CORAM : K.R.SHRIRAM, J.

DATE : 1ST NOVEMBER 2017

P.C.

1 Heard the Official Liquidator and also considered the Report.

2 The Official Liquidator stats that because the company was ordered to be wound up by an order dated 22nd September 1967, more than 50 years ago, the official liquidator is unable to even confirm whether the Ex-directors of the company (in liquidation) have filed statement of affairs with his office.

3 It is true that if statement of affairs has not been filed, it will not be possible to ascertain whether there are any assets of the company. At the same time, since 50 years have passed after the company was wound up, purely on the facts and circumstances of this case and it cannot be a precedent, the OLR is disposed in terms of prayer clauses (a), (b), (c), (d) and (e).

(K.R. SHRIRAM, J.)