

IN THE NATIONAL COMPANY LAW TRIBUNAL

KOLKATA BENCH

KOLKATA

C.A. (CAA) No. 937/KB/2020

CORRIGENDUM TO ORDER DATED

07TH DECEMBER, 2020

In the matter of:

The Companies Act, 2013

AND

In the matter of:

An application under sections 230 to 232 and other applicable provisions of the Companies Act, 2013

AND

In the matter of:

Lesha Commercial Pvt Ltd, bearing CIN: U51909WB1995PTC075669, having its registered office at 9A, Saket Appt. 2, Ho-Chi Minh Sarani, Park Street, Kolkata-700071, West Bengal.

...Transferor Company 1

AND

In the matter of:

Adirish Properties Private Limited, bearing CINU70102WB2010PTC146365, having its registered office at 9A, Saket Appt. 2, Ho-Chi Minh Sarani, Park Street, Kolkata-700071, West Bengal.

...Transferor Company 2

AND

In the matter of:

Acme Chem Ltd, bearing CIN: U24118WB1992PLC055994, having its registered office at 9A, Saket Appt. 2, Ho-Chi Minh Sarani, Park Street, Kolkata-700071, West Bengal.

...Transferee Company

AND

In the matter of:

1. Lesha Commercial Pvt Ltd
2. Adirish Properties Private Limited
3. Acme Chem Ltd

...Applicant Companies

Date of mentioning: 10.12.2020

Date of pronouncement of Order: 14.12.2020

Coram:

Rajasekhar V.K., Member (Judicial)
Harish Chander Suri, Member (Technical)

Appearances:

Ms. Iram Hassan, Advocate for the Applicants

ORDER

Per: Rajasekhar V.K. (Judicial)

1. The court convened by video conference today.
2. An order in this matter was pronounced on 07.12.2020.
3. On 10.12.2020, this matter was mentioned by the learned counsel for Applicant Companies brining a typographical error in the aforementioned order to our notice and praying for change in the date and mode of the meetings directed in the aforementioned order.
4. The matter was listed for further clarification today.
5. The learned Counsel submitted that the application number in the said order was typed as C.A. (CAA) No. 937/KB/2019 whereas it should have been C.A. (CAA) No. 937/KB/2020.
6. The learned Counsel also prayed for the following modifications to be made in the said order:

- a. The date of respective meetings as directed in the said order be changed from 18.01.2021 to 25.01.2021.
 - b. The mode of respective meetings be changed to be held via video conferencing or other audio visual means (VC/OAVM) as against physical meeting.
7. In light of the aforementioned facts and prayers we make following orders:
- a. The application number in the said order is to be read as C.A. (CAA) No. 937/KB/2020.
 - b. The date of respective meetings is changed from 18.01.2021 to 25.01.2021.
 - c. The mode of respective meetings is changed to be held via VC/OAVM, and the need of physical presence, or by way of proxy, is dispensed with.
8. The paragraphs 17, 18, 23, 24 and 26 stand amended to inculcate the changes mentioned in paragraph 6 of this order.
9. Aforementioned rectification of the said order has been made in terms of the power conferred upon the Tribunal under Rule 154 read with Rule 11 of the NCLT Rules, 2016.
10. The order dated 07.12.2020 passed in C.P. No. 937/KB/2020 stands rectified as above. The rest of the order dated 07.12.2020 shall stand unchanged.
11. Urgent certified copy of this order, if applied for be issued upon compliance with all requisite formalities

Harish Chander Suri
Member (Technical)

Rajasekhar V.K.
Member (Judicial)

Signed on this 14th day of December 2020