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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CO.PET. 516/2012**

MASCOT ENGINEERING COMPANY LTD

..... Petitioner

Through:

versus

EASTERN MEDIKIT LTD

..... Respondent

Through: Mr. S.K. Chaturvedi, Advocate for
applicant in CA 939/2019.

Mr. Shubhendu Bhattacharyya,
Advocate for OL.

CORAM:

HON'BLE MS. JUSTICE JYOTI SINGH

ORDER

% **11.09.2019**

Co. Appl. No. 939/2019 (for directions)

1. On 29.4.2019, this Court had directed Smt. Suman Tyagi to appear before the Official Liquidator with the original title deeds to show her title of the property in question and OL was directed to file an appropriate report.
2. The Official Liquidator issued a letter dated 12.6.2019 to Smt. Suman Tyagi, to appear before the Official Liquidator on 25.6.2019, to show ownership of the property, in question. On 3.7.2019, Smt. Suman Tyagi along with her husband visited the office of the Official Liquidator and presented the certified copy of the original title deed/sale deed dated 10.4.2012 and lease deed dated 25.9.2012 executed between Smt. Suman Tyagi and the Company (in



liquidation).

3. Learned counsel for the Official Liquidator submits that the documents have been duly verified with the originals and the Official Liquidator is satisfied about the ownership of Smt. Suman Tyagi.

4. Learned counsel for the Official Liquidator further submits that there are certain movable assets/articles worth Rs.8,300/- lying in the premises, which the landlady has offered to buy. He also submits that there are certain records of the Company which are lying in the aforesaid premises. He also submits that the cost of the shifting the movable articles/assets will have to be borne by the landlady.

5. The application has been filed with the following prayers:-

i) *direct the landlady, Smt. Suman Tyagi to deposit the value of movable assets and articles of Rs.8,300/- as per the valuation report done by the approved valuer as well as bear the cost/expenses of labourers and transportation cost for shifting of records of the Company (In Liqn.) from the registered office to the factory premises at Gurgaon, (Haryana).*

ii) *permit the Official Liquidator to shift the goods of the Company (In. Liqn.P from the registered office Khasra No. 838, A-3/15, First Floor of Upkar colony (near MTNL Exchange) Burari, Delhi-110084 to the factory premises at Gurgaon, (Haryana) and handover vacant possession of the aforementioned premises to Smt. Suman Tyagi.*

iii) *pass such other order/orders as this Hon'ble Court may deem fit & proper in the present case."*

6. For the reasons stated in the application, the application is allowed and the landlady will deposit Rs.8,300/- as per the valuation report and the Official Liquidator is permitted to hand over the



movable assets to the landlady as well as shift the records of the Company to the factory premises at Gurgaon. Official Liquidator is also permitted to hand over vacant, physical possession of the premises being Khasra No. 838, A-3/15, First Floor of Upkar Colony (near MTNL Exchange) Burari, Delhi-110084 to Smt. Suman Tyagi.

7. The application stands disposed of.

JYOTI SINGH, J

SEPTEMBER 11, 2019

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