

\$~1 (company matter)

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

+ C.A.Nos. 377/2020 & 379-380/2020 in CO.PET. 516/2012

MASCOT ENGINEERING COMPANY LTD. ...Petitioner
Through:

versus

EASTERN MEDIKIT LTD. ... Respondent
Through: Mr. Shubhendu Bhattacharya,
Adv. for OL

AND

IN THE MATTER OF:

ALL EASTERN MEDIKIT EMPLOYEES UNION
... Applicant
Through: Mr. Sangram Pattnaik, Adv.
with Ms. Priyadarshini Verma
and Ms. Aarohi Mikkilieni,
Advs. for applicant in CO.
APPLs. 377/2020 and 379/2020

CORAM:
HON'BLE MR. JUSTICE C .HARI SHANKAR

ORDER
% **21.07.2020**
(Video-Conferencing)

C.A.No. 377/2020 in CO.PET. 516/2012

1. This application, under Rules 6 & 9 of Company Court Rules, 1959, seeks condonation of delay of 137 days, in filing of the claim, by the workers, of the company under liquidation, before the Official Liquidator.

2. Mr. Shubhendu Bhattacharya, learned counsel for the Official Liquidator, has no objection to the condonation of delay.
3. Accordingly, the delay is condoned. The application is allowed.
4. The claim may be filed within one week from today.

C.A.No. 380/2020 in CO.PET. 516/2012

1. This application seeks exemption from notarisation of the affidavit, accompanying the application i.e. Co.Appl. 379/2020.
2. In view of the presently prevailing situation, where a lockdown has been imposed consequent on the COVID-2019 pandemic, and in view of the order dated 4th April, 2020 passed by this Court on the administrative side, the applicant is permitted to file duly notarised affidavit within 72 hours of resumption of normal court work.
3. The application is allowed to the aforesaid extent.

C.A.No. 379/2020 in CO.PET. 516/2012

1. Issue notice.
2. Mr. Shubhendu Bhattacharya, learned counsel, accepts notice on behalf of the Official Liquidator.

3. Let a reply to this application be filed within a period of two weeks, with advance copy to the applicant, who may file rejoinder thereto, if any, within one week thereof.
4. Mr. Pattnaik submits that, in the premises in question, several valuable goods are present, which are likely to be subjected to damage on account of rain and other natural conditions.
5. The Official Liquidator is directed to examine this aspect and, in case, the submission is found to be correct, take steps to protect the goods and minimise the damage.
6. Renotify on 18th August, 2020.

JULY 21, 2020
dsn

C. HARI SHANKAR, J.