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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ CO.PET. 516/2012 & CO.APPLs. 500/2018, 659/2020, 1273/2019,
1359-1360/2019, 271/2019, 404-405/2019, 2013/2016, 332/2014,
OLR 288/2019

MASCOT ENGINEERING COMPANY LTD.

..... Petitioner

Through:

versus

EASTERN MEDIKIT LTD.

..... Respondent

Through:

Mr. Shubhendu Bhattacharya,
Advocate for OL.

Mr. Manik Dogra and Mr. Chetan
Tyagi, Advocates for Ex-
Management.

Mr. Darpan Wadhwa, Senior
Advocate with Mr. Nishi Ranjan
Singh, Advocate for Mr. Krun Raj
Narang, ex-Director.

Mr. Santosh Pandey, Advocate for
Applicant in CO. APPL. 541/2019.

CORAM:

HON'BLE MR. JUSTICE SANJEEV NARULA

ORDER

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05.01.2023

CO. APPL. 1340/2019 (under Rule 9 of the Companies Court (Rules), 1959 [hereinafter "Rules of 1959"] seeking condonation of delay and taking reply to CO. APPL. 541/2019 on record)

1. For the grounds and reasons stated therein, the application is allowed and the delay of 89 days in filing reply to CO. APPL. 541/2019 is condoned. Reply annexed along with the application is taken on record.

2. Accordingly, the application stands disposed of.

CO. APPL. 541/2019 (under Rule 6 & 9 of the Rules of 1959 seeking impleadment in the present proceedings and directions to Provisional Official Liquidator)

3. The Applicant [M/s Prichsit Investment Pvt. Ltd.] claims that they are



the absolute owner of property *bearing* No. 3, Dr. G.C. Narang Marg, Delhi-110007 [hereinafter “*subject property*”] *vide* registered Sale Deed dated 18th November, 2005. On 16th July, 2007, a Lease Deed was executed between the Company (in Liqn.) and Applicant whereby, some portion of the subject property was leased out to Company (in Liqn.) for a period of ten years. After termination of said lease, Company (in Liqn.) failed to vacate the subject property and at present, a portion thereof, is still occupied where certain records of Company (in Liqn.) are lying. In this regard, a request was made to Official Liquidator [“OL”] to remove the records, however, to no avail.

4. Mr. Shubhendu Bhattacharya, counsel for OL, submits that Applicant should be directed to produce original title deeds of the subject property and on verification thereof, the OL shall take appropriate action to de-seal the room(s) and vacate the said property.

5. For this purpose, the Applicant is directed to appear before OL on 09th January, 2023 at 11:00 AM and produce original title documents of subject property for verification. Thereafter, the OL, if satisfied, shall take appropriate action, within a period of two weeks thereafter.

6. The application stands disposed of in terms of the above directions.

CO.PET. 516/2012

7. List on the date already fixed, i.e., 20th February, 2023.

SANJEEV NARULA, J

JANUARY 5, 2023/d.negi