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

+ **CO.PET. 829/2016**

APPL INDUSTRIES LTD.

..... Petitioner

Through:

versus

LUMAX AUTOMATIVE SYSTEM LTD.

..... Respondent

Through: Mr. Kunal Sharma and Mr. Shubhendu Bhattacharya, Advocates for OL.

Mr. Rakesh Kumar and Mr. A. Mishra and Mr. Sahil, Advocates for ex-management.

CORAM:

HON'BLE MR. JUSTICE SANJEEV NARULA

ORDER

% **10.04.2023**

CO.APPL. 186/2023 (under Section 391(6) of the Companies Act, 1956 r/w Rule 9 of the Company (Court) Rules, 1959, on behalf of ex-management seeking appropriate directions to the Respondent)

1. Ex-management claims that dues of workmen, employees, labours and vendors have been settled and they have made a payment of approximately Rs. 3,96,75,626/-, as per details mentioned at Annexure A-4. In view of the above, they seek directions to Official Liquidator ['OL'] to take into account the above payments so that disbursements are not made to persons whose claims have already been settled.
2. Mr. Kunal Sharma, counsel for OL, states that the documents annexed with application do not give complete clarity as no settlement agreement(s)



has been annexed.

3. The present application is disposed of with a direction to Applicant/ Mr. U.K. Jain, ex-Director of Respondent No. 1-Company to meet OL on 18th April, 2023 at 11:00 AM, with all requisite documents to satisfy OL with respect to the claims which stand paid/ settled. In the event, any additional document(s), is required, the same shall also be furnished. Further, payments shall only be disbursed by OL after verification of the above noted facts.

4. Disposed of.

SANJEEV NARULA, J

APRIL 10, 2023

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