

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**COMPLAINT NO.6 OF 2014
IN
COMPANY PETITION NO.9 OF 2010
IN
COMPANY PETITION NO.40 OF 2010**

The Official Liquidator of M/s.Sonal	)	
Garments (India) Pvt. Ltd.	)....	Petitioner
V/s.		
Mr.Pravinkumar R.Agarwal & 3 Ors.	)....	Accused

Mr.Mahendhar Aithe-Company Prosecutor present.

CORAM : K.R.SHRIRAM,J

DATE : 14.2.2018

P.C.:-

1 This complaint has been filed by the Official Liquidator on the ground that Accused who were the directors of the company in provisional liquidation have not complied with their statutory obligation under Sections 454(1) and 454(3) of the Companies Act, 1956 to make out and submit to the Official Liquidator a statement of affairs of the company. Since this was not done, this court on 5th September 2014 directed the Official Liquidator to file the present complaint.

2 In view of the averments in the complaint and the fact that

admittedly accused have not filed the statement of affairs of the company in liquidation before the Official Liquidator, the complaint is allowed in terms of prayer clause-(a).

3 The Registry is directed to issue process against accused, returnable on 18.4.2018.

(K.R.SHRIRAM,J)