



Before: Shri S.R. Patil, 1st Asstt. to O.A. 2019:BHC-OS:6920
High Court, Bombay

Date: 30th November, 2022

Re: 1) Harshad S. Mehta
2) Richa S. Mehta

Insolvency Petition No. 30 of 2018

Date of Act of Insolvency ... 29.05.2018

Date of Petition. ... 23.08.2018

Date of Order of Adjn. ... 19.03.2019

Present:

Petitioning Creditor: Absent

Advocate for the Insolvents: Absent

Insolvents: Absent.

No other appearances

This is an adjourned meeting fixed for private examination of the Insolvents touching their estate and affairs.

In the meeting dated 10th August 2022, Advocate for the Insolvents was submitted that well-wisher of the Insolvent No. 1 has fully paid decretal amount of the Petitioning Creditor Shri Ashok Bajaj out of Court and seeks time for appropriate proceedings for the annulment before the Hon'ble Insolvency Court. Pursuant to that Notice of Motion (Lodg.) No. 25223 of 2022 for annulment of Insolvency proceedings was taken out by the Advocate for the Insolvents. On 26th September 2022, 11th October 2022 the Insolvents as well as their Advocate remained absent. It is seen from the record that the certain office objection are not complied with including filing of Schedule of Assets and Liabilities by the Insolvents. On the last date i.e. on 11th October 2022 it was



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made clear that if the Insolvent remain absent then RULE NISI will be issued against them. Perused the service report submitted by the Outstanding Section dated 25th November 2022, as per service report the intimation of today's meeting received by the Advocate for the Insolvents and Insolvent No. 1 through registered post and email. Today, Insolvents as well as Advocate for the Insolvents are absent.

It seen from the record that the RULE NISI issued against the Insolvent No. 2 i.e. Insolvency Rule Nisi No. 6 of 2019 is already pending before the Hon'ble Insolvency Court.

Per 1st Asstt. To O.A.:

In view of the above, today's meeting stands adjourned to **30th January, 2023 at 12.00 noon for direction.**

Registry is directed to issue RULE NISI against the Insolvent No. 1 for non compliance of the requisitions as well as fail to remain present for his private examination

S.R. Patil
1st Asstt. to Official Assignee