

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
INTERIM APPLICATION (LODGING) NO. 28359 OF 2022
WITH
OFFICIAL LIQUIDATOR REPORT NO. 165 OF 2022
IN
COMPANY PETITION NO. 657 OF 2016**

Mohinder Singh Dua and another ... Applicants
vs.
Kishinchand R. Ludhani ... Respondent

Mr. Mutahhar Khan for Official Liquidator.

Mr. Anil Bhagure, Assistant Official Liquidator.

Mr. Anosh Sequera, i/b. Neha M. Shah for ex-directors.

Mr. S. C. Naidu a/w. Mr. Manoj Gujar and Mr. Pradeep Kumar, i/b. C. R. Naidu & Co. for applicants.

**CORAM : MANISH PITALE, J.
DATE : 10th NOVEMBER, 2023**

P.C. :

. This Court is informed that as per direction issued in order dated 27.07.2023, the ex-directors of the company in liquidation have provided details in respect of relatives and family members. The learned counsel for the official liquidator confirms that they have indeed provided some information.

2. Learned counsel for the official liquidator submits that in the statement of affairs given by the ex-directors, it is claimed that the amount of about Rs.76 crores was due from various debtors of the company in liquidation. It is the case of the official liquidator that further details have not been provided and that the ex-directors ought to be directed to provide

such information. This is in the backdrop of the fact that upon notices being sent, some of the debtors have responded by stating that no amounts are due and some others have claimed that amounts have been adjusted. In this respect, the official liquidator is seeking direction.

3. Learned counsel for the ex-directors submits that the records of the company are lying in the registered office of the company in liquidation and if copies are provided, they would be able to assist the official liquidator.

4. In this backdrop, the official liquidator is directed to provide inspection of physical and electronic records to the ex-directors. Such inspection shall be provided in the presence of the representatives of the official liquidator. The ex-directors shall indicate relevant information from the record to the representatives of the official liquidator. Copies of the record shall not be given to ex-directors.

5. The official liquidator shall submit a report, post-inspection.

6. List for further consideration on 15.12.2023.

(MANISH PITALE, J.)

Priya Kambli