

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

INTERIM APPLICATION NO. 287 OF 2024

IN

COMPANY PETITION NO. 657 OF 2016

Mohinder Singh Dua and another ... Applicants

In the matter between :

Kishinchand R Ludhani and another ... Petitioners

Versus

Kamla Kabdnarc Construction Pvt. Ltd. ... Respondent

Mr. S.C. Naidu alongwith Ms. Divya Yajurvedi and Mr. Pradeep Kumar instructed by C.R. Naidu & Co., Advocates for the Applicants.

Ms. Heena T. instructed by Vimadalal & Co., Advocate for the original Petitioners.

Mr. Mubeen Sirkhot instructed by Ms. Neha Shah, Advocate for the ex-directors.

Mr. Mutahhar Khan, Advocate for the Official Liquidator.

Mr. Chetan Shelke, Assistant Official Liquidator, present.

CORAM : ABHAY AHUJA, J.
DATE : 8 OCTOBER 2024

PC. :

1. After the matter is heard for some time, it is pointed out to this Court that the direction to deposit the amount of Rs.1,11,35,486/- in this Court as contained in the order dated 2nd February 2024 is yet to be complied with. It is also pointed out that time and again the ex-directors have taken time to file reply/affidavit or to take instructions.

However, no instructions are forthcoming and only time is being sought.

2. Mr. Naidu, learned Counsel, appears for the Applicants and submits that a communication addressed to the creditors of the Respondent-Company has come back and seeks time to file detailed Affidavit in this regard. It is also pointed out that none of the Respondents are present in Court despite directions.

3. Having heard the learned Counsel and having considered their submissions, as and by way of last chance to the ex-directors to take instructions, list this matter on **18th October 2024**.

4. Let the ex-directors remain present in Court without fail.

5. Let necessary Affidavit be filed by the next date.

6. It is also made clear that if the amount as directed by order dated 2nd February 2024 is not deposited in the Court, this Court will pass appropriate orders including issuing notice under the Contempt of Courts Act, 1971.

(ABHAY AHUJA, J.)