

**HIGH COURT OF JUDICATURE FOR RAJASTHAN BENCH AT
JAIPUR**

S.B. Company Application No. 48 / 2006
In

S.B. Company Petition No.15/1993

Official Liquidator Of M/S Unikol Bottlers Limited (in liquidation)

----Petitioner

Versus

Shri Anil Kumar Ruia And Ors

----Respondent

For Petitioner(s) : Mr. Gaurav Sharma

For Respondent(s) : Mr. A.K.Sharma, Sr.Advocate with
Mr. Shailesh Sharma

HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA

Order

16/11/2017

Application No.21250 dated 01.09.2016 has been moved by the Official Liquidator for separating the proceedings of trial of unserved respondents no.2 and 3 from that of served respondent no.1. It has been stated that respondent no.2 to 3 are avoiding service and for the purpose of getting them served time would take and therefore it is prayed that proceedings relating to respondent 2 and 3 may be allowed to initiate separately.

Taking into consideration the submission so made, this Court, in terms of Rule 9 of the Companies (Court) Rules, 1959 directs the proceedings of trial to be continued as against respondent no.1 and other two respondents no.2 and 3 are ordered to be deleted from the array of respondents in the application as prayed by the Official Liquidator with directions to the Official Liquidator to file separate application relating to respondent no.2 & 3 under Section 543 as well as 454 of the

Companies Act, 1956. Amended cause, already filed, be taken on record.

Counsel for the respondent no.1 undertakes to inform the respondent no.1 to be present on the next date of hearing and on that date the respondent would be heard on the plea of his guilt.

List on 30th November, 2017.

(SANJEEV PRAKASH SHARMA)J.

//Anu//15

RAJASTHAN HIGH COURT



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