

**NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI**

**Company Appeal (AT) No. 122 of 2018**

**IN THE MATTER OF:**

**S.K. Big Star Foods Limited & Ors.**

**...Appellants**

**Vs.**

**TM-Food Processing Limited & Ors.**

**...Respondents**

**Present: For Appellants: - Mr. Vishnu Sharma and Mr. Om Prakash Shukla, Advocates.**

**For Respondents: - Mr. Y. Rajagopala Rao and Mr. K. Sharat Kumar, Advocate for 1<sup>st</sup> to 9<sup>th</sup> Respondents.**

**Mr. Anandh. K, Advocate for 29<sup>th</sup> to 32<sup>nd</sup> Respondents.**

**O R D E R**

**19.04.2018-** According to the Appellant, the National Company Law Tribunal on the basis of forged certificates of transfer of shares, came to the conclusion that the Appellants are not the members of the Company and set aside their appointment as Director(s). Learned counsel placed reliance on Forensic Report submitted by the Assistant Director, Government of Andhra Pradesh (at Page No. 875) to suggest that the transfer certificates marked as Q1 to Q4 were not executed with any writing instrument and are forged.

Issue notice. Mr. Y. Rajagopala Rao, Advocate accepts notice on behalf of 1<sup>st</sup> to 9<sup>th</sup> Respondents and Mr. K. Anandh, Advocate accepts

Contd/-.....

notice on behalf of 29<sup>th</sup> to 32<sup>nd</sup> Respondents. No further notice need be issued to them. They may file replies along with their respective vakalatnama(s) within 10 days. The Appellants may file rejoinder to the reply within a week thereof.

Let notice be issued on rest of the Respondents. Requisite along with process fee, if not filed, be filed by 20<sup>th</sup> April, 2018. If the Appellants provide the e-mail address of Respondents, let notice be also issued through e-mail.

Post the matter before appropriate Bench on 9<sup>th</sup> May, 2018.

In the meantime, the Respondents will not alienate or transfer any property of the 1<sup>st</sup> Appellant Company without prior permission to the Appellate Tribunal.

(Justice S.J. Mukhopadhaya)  
Chairperson

(Justice Bansi Lal Bhat)  
Member(Judicial)

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