

NATIONAL COMPANY LAW APPELLATE TRIBUNAL

NEW DELHI

Company Appeal (AT) No. 194 of 2017

IN THE MATTER OF:

MBS IT Institute Pvt. Ltd.

...Appellant

Vs

ROF Infratech and Housing Pvt. Ltd.

...Respondents

**Present: For Appellant: - Shri Satwinder Singh, Shri NPS Chawla
and Shri Sujoy Datta, Advocates**

O R D E R

04.07.2017 In this appeal the appellant has challenged the order of the Tribunal whereby the application preferred by the appellant under scheme of amalgamation has been allowed with effect from the date of judgment. Learned counsel appearing for the appellant submits that the direction to give effect to the scheme will come into effect from prospective date is against the provision under sub-section (6) of Section 232 of the Companies Act, 2013.

The appellant is allowed to implead Regional Director, Northern Region as party respondents to the appeal.

Issue notice on the respondents. Requisite alongwith process fees, if not filed, be filed by tomorrow i.e. 5th July, 2017. If the appellant provides e-mail address of the respondent, then let notice be also issued through e-mail.

Post the matter on 18th July, 2017.

(Justice S.J. Mukhopadhaya)
Chairperson

(Balvinder Singh)
Member (Technical)

/ns/