

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

**Company Appeal (AT) No. 238 of 2017**

**IN THE MATTER OF:**

**Mr. M. Venkat Rao**

**...Appellant**

**Vs.**

**M/s. Emjay Industries Pvt.  
Ltd. & Ors.**

**...Respondents**

**ORDER**

**28.07.2017-** Issue notice on the respondent. Mr. Tarun, Advocate accepts notice on behalf of 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> Respondents. Let notice be issued on rest of the respondents by speed post. Requisites along with process fee, if not filed, be filed by Monday. If the appellant provides e-mail address of the respondents, let notice also be issued through e-mail.

Post the matter on 25<sup>th</sup> August, 2017.

In the meantime, if any amount is handed over to the respondents pursuant to the order passed by erstwhile Company Law Board, the same shall be subject to the outcome of the appeal. In case the appellant succeeds, the Appellate Tribunal may direct the concerned respondent(s) to refund the same with appropriate rate of interest as may be determined by the Appellate Tribunal. In so far as the imposition

of cost on the appellant is concerned such part of the order is stayed until further orders.

**(Justice S.J. Mukhopadhaya)**  
**Chairperson**

**(Mr. Balvinder Singh)**  
**Member(Technical)**

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