

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

**Company Appeal (AT) No. 244 of 2018**

**IN THE MATTER OF:**

**Sajjan India Limited & Anr.**

**...Appellants**

**Vs.**

**The Registrar, NCLT**

**...Respondent**

**Present: For Appellant: - Mr. Virender Ganda, Senior Advocate with Mr. M.P.Shorawala, Mr. Mamta Rajput, C.S. and Mr. Ananddeep Kaur, Advocates**

**ORDER**

**27.07.2018**— Learned counsel for the appellant prays for and allowed to delete the Registrar, NCLT from the array of the respondent and is allowed to impleade Registrar of Companies, Bombay as respondent. Necessary corrections be made in the relevant paper book and cover of the paper book by Monday i.e. 30<sup>th</sup> July 2018.

The question arises for consideration in this appeal is as to whether the appointed date given in the scheme i.e. 1<sup>st</sup> April 2017 can be changed by the National Company Law Tribunal (for short the 'Tribunal') while approving the same very scheme under Section 232 of the Companies Act 2013? In the other way the other question arises for consideration is that if the scheme is approved on a later date, whether the appointed date can be provided from retrospective date.

Let notice be issued on respondents, including newly impleaded respondent by speed post. Requisite along with process fee, if not filed, be

filed by Tuesday i.e. 31<sup>st</sup> July 2018. If the Appellant provides the e-mail address of Respondent, let notice be also issued through e-mail.

Post the case on 20<sup>th</sup> August 2018 before appropriate Bench.

(Justice S.J. Mukhopadhaya)  
Chairperson

(Justice Bansi Lal Bhat)  
Member(Judicial)

sm/uk