

**NATIONAL COMPANY LAW APPELLATE TRIBUNAL**

**NEW DELHI**

**COMPANY APPEAL (AT) No. 143 OF 2017**

**In the matter of:**

**M/s. Safedabad Cold Storage & Allied Industries**

**Private Limited & Ors.**

**... Appellant**

**Vs**

**Shabbir Ahmad & Ors**

**.... Respondents**

**Present:**

**For Appellant:** Mr Saurabh Kalia and Ms Samridhi Gogia, Advocates

**For Respondent:** Mr Shaunak Mitra, Mr Pankaj Bhatia, Ms. Debjani Chatterjee, Mr Dhruv Surana, Mr Ashish Choudhury and Mr Nipun Goel, Advocates.

**ORDER**

**15.05.2017** According to Appellant the registered office of the company was shifted from Kolkata to Barabanki in the State of Uttar Pradesh on 11.2.2016. This was known to the Respondent but in spite of the same the Respondent filed the Company Petition on 19th April 2016 before the National Company Law Tribunal, Calcutta Bench showing the old address of the company at Kolkata.

It is further submitted that in this background the registered office having been transferred to Uttar Pradesh, the Registrar of Companies, Kolkata cannot take any step for one or other action as ordered to be taken by the Company Petition and for that the Registrar of Companies, Uttar Pradesh is competent.

Mr Shaunak Mitra appears on behalf of Respondent and prays for and granted two day's time to file reply.

Post the matter on 17<sup>th</sup> May 2017.

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

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