

**26.05.2017-** Learned counsel appearing on behalf of the appellant submits that the appellant has filed the petition under Section 7(7) read with Section 446, 447, 448, 449 and 450 of the Companies Act, 2013 for removal of the 1<sup>st</sup> respondent company from register of companies, imposition of fine and prosecution of 1<sup>st</sup> respondent company, imprisonment etc alleging that the respondent has acquired incorporation certificate by playing fraud, without obtaining NOC from the appellant and giving wrong information/representation and suppressing material facts and information etc. The aforesaid issue can be decided by National Company Law Tribunal and Hon'ble High Court has no jurisdiction to decide such issue. He further submits that the case pending before the

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Hon'ble High Court of Delhi relates to infringement of 'trademark' "World Book" which has nothing to do with the prayer as was made before the Tribunal.

Admit. Respondent have appeared.

Heard in part. Let the case be listed for further hearing on 7<sup>th</sup> July, 2017.

Until further orders the impugned order dated 22.3.2017 so far it relates to imposition of cost is concerned shall remain stayed.

(Justice S.J. Mukhopadhaya)  
Chairperson

(Mr. Balvinder Singh)  
Member (Technical)

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