

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

I.A. No.539 of 2017

In

**Company Appeal (AT) No.36 of 2016 alongwith Company
Appeals (AT) No.43 to 47 of 2016**

IN THE MATTER OF:

Mrs Sonia Khosla

...Appellant

Vs

Mr Sameer Kudsia & Ors

...Respondents

**Present: Mr. Deepak Khosla, Advocate for Appellant.
None for the Respondent.**

ORDER

07.11.2017- An I.A. No.539/2017 has been filed by the appellant Mrs Sonia Khosla through LR's. Learned counsel for the appellant submits that majority of relief has already been availed/received through operation of law or orders passed by other courts in favour of the appellant except some of the reliefs as claimed in the company application. The following reliefs has been claimed in the IA No.539/2017:

"ii) Take on record that in the event of amended pleadings being allowed by this Hon'ble Tribunal, the sole remaining issue intended to be pressed by the applicant/appellant (Mrs Sonia Khosla acting through LR's) in CP No.114 of 2007 is the acquisition or registration of lands that fall within 500 meters of the periphery of the perimeter of the project of the Respondent 1 company by Respondent No.2 to Respondent No.9 in the name of any individual/entity other than the Respondent No.1 company since December 2005 till date.

iii) Adjudicate CA No.47/2016 and CA No.46 of 2016 filed before Ld. NCLT for amendment of pleadings and allow the same, in exercise of the powers of this appellate Court.

2.

*iv) Consequent to prayer (ii) read with prayer (iii), pass orders under Section 402 and 403 of the Companies Act, 1956 and in exercise of the powers of this appellate court, assign the rights in the lands covered by the Agreement to Sell dated 12.01.2006 (**Annexure 6** (page 161 hereto) from Respondent No.5 Company to the name of Respondent No.1 company.*

*v) Consequent to prayer (ii) read with prayer (iii), pass orders under Section 402 and 403 of the Companies Act, 1956, and in exercise of the powers of this appellate Court, assign the rights in the lands covered by the Sale Deeds executed on 01.05.2006 (**Annexure 8** (page 191 hereto) from Respondent No.9 (Rajeev Puri) to the name of Respondent No.1 company.*

vi) To pre-empt abuse from being repeated further, direct that recording (or at least 100% transcription) of the proceedings of Hon'ble NCLT be allowed, so as to pre-attempt "making false claims in Court", as well as to capture incontrovertible evidence of the same (if made).

vii) issue an ex parte order(s) and/or direction(s) in terms of prayers above: and

viii) Pass such other order(s) or direction(s) as may be deemed just and proper."

Learned counsel for the Respondent is not present though earlier on notice he appeared. However, with a view to give another opportunity to the respondent we adjourn the case. Let a copy of this be forwarded to the Respondent.

Post the matter on **17th November, 2017** at 2 PM.

(Justice S.J. Mukhopadhaya)
Chairperson

(Mr. Balvinder Singh)
Member (Technical)

Bm/gc