

NATIONAL COMPANY LAW APPELLATE TRIBUNAL
NEW DELHI

Company Appeal (AT) No. 274 of 2017

IN THE MATTER OF:

Devinder Singh Shant & Ors.

... Appellants

Versus

Goldstar Enclave Pvt. Ltd. & Ors.

... Respondents

**Present: For Appellants : Shri Ratnanko Banerjee, Senior Advocate
with Shri Shaunak Mitra and Shri Kunal
Godhwani, Advocates**

**For Respondents Nos. 1, 2, 3, 5, 8, 33, 34, 35, 36 and 37 :
Shri Jayant Mehta and Ms. Pratiksha
Shrama, Advocates**

O R D E R

13.10.2017 Notices on 1st Respondent-Goldstar Enclave Private Limited, 2nd Respondent -Kanak Mall Banthia, 6th Respondent-ACP Financial Consultants Private Limited, 7th Respondent-Champalal Jaichandlal Private Limited, 8th Respondent- Cornation Traders Private Limited, 10th Resopndent- Diksha Suppliers Private Limited, 12th Respondent- Ghilomanuddin Saudagar, 13th Respondent- Goodview Vintrade Private Limited, 15th Respondent- Kushal Infotech Private Limited, 16th Respondent- Lemongrass Deal Trade Private Limited, 19th Respondent- Matribhumi Commodities Private Limited, 22nd Respondent- Ontime Merchandise Private Limited, 23rd Respondent- Proper Dealcom Private Limited, 27th Respondent- Shanti Dealers Private Limited, 30th Respondent - Solty Suppliers Private Limited, 32nd Respondent- Sunraj

Comtrade Private Limited, 34th Respondent- Subham Cements Private Limited, 35th Respondent- Seabird Abasan Private Limited, 36th Respondent- Subdhan Merchants Private Limited and 38th Respondent- Derasary Kishan Kumar have returned unserved on the ground of insufficient address.

Shri Jayant Mehta along with Ms. Pratiksha Sharma, Advocates state that they had already appeared on behalf of Respondents Nos. 1, 2, 3, 5, 8, 33, 34, 35, 36 and 37. These respondents are served. Learned counsel further state that Respondent No. 2- Kanak Mall Banthia, has sworn affidavit on behalf of the first Respondent and, thereby, he having knowledge of the case, it should be taken as he has already been served and appeared. Such plea is accepted.

Let fresh notice be issued on unserved Respondents with their present and correct address. Requisite along with process fees, if not filed, be filed by 16th October, 2017. It will be open to the appellants to provide e-mail address of these respondents. If the e-mail addresses are provided, let notice be also issued through e-mail.

Post the matter on 8th November, 2017.

In the meantime, it will be open to the parties to file short written submissions not more than three pages.

(Justice S.J. Mukhopadhaya)
Chairperson

(Justice A.I.S. Cheema)
Member (Judicial)

(Balvinder Singh)
Member(Technical)