

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

**COMPANY APPEAL(AT) NO.159 OF 2018**

**IN THE MATTER OF:**

Subba Rao Pavuhuri

.

Appellant

Vs

Gagan Aerospace Ltd & Ors s

Respondents

**Present: For Appellant:-** Mr Y. Suryanarayana, Advocate.

**For Respondents: -** Mr. D. Abhinav Rao, Advocate.

**O R D E R**

**04.07.2018** - Heard counsel for both sides. In this matter it appears that the appellant earlier went to NCLT, Hyderabad in CA No.73/97/HDB/2016 seeking certain reliefs seeking cooperation to get the accounts finalised. Learned counsel for the appellant submits that the Respondent directors were not cooperating and hence the accounts could not be finalised and thus the application was required to be filed. It appears that subsequently the NCLT, Hyderabad decided the CA No.73/97/HDB/2016 (Page 321-326) giving directions for holding Board Meeting and AGM and appointed Chartered Accountant. Certain other directions were also given which are at Page 325-326. In spite of this, it appears that the problems did not come to an end and Respondent No.2 filed CA No.51/2018 (Page 327-330), CA No.52/2018 (Page 331-338) and CA No.53 of 2018 (Page 339-343) with certain prayers which have led to be present impugned order.

After hearing learned counsel for both the parties what appears is that the appellant is disputing the rights of the respondent to take copies of the financial

statements and Tally Back Up Electronic records of the few years as have been directed in the impugned order. Learned counsel for the appellant submits that the respondent has only right of inspection but cannot take the copies.

We give one opportunity to the parties to address on the limited question of custody, inspection and manner in which inspection under law can be given and the right of directors to access these documents, in hard copy and digital format.

List the matter for arguments on 1.8.2018.

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

(Mr. Balvinder Singh)  
Member (Technical)

Bm/nn