

court of Sh. G. N. Pandey Acmm Delh 323 10 RN

2550/3/10



IN THE HON'BLE COURT OF LD. ACMM. TIS HAZARI DELHI

COMPANY CASE NO. OF 2002

in the presence of:

Registrar of Companies

NCT of Delhi & Haryana

05/09

6/10/05

C3

02401R0017352005
COMPLAINANT

Vis

Excluded

1. Mr. K.K. Gupta, 10-C, Sagar Apartments, 6 Tilak Marg, New Delhi] compounded.
2. Mr. T.K. Gupta, A-114, New Friends Colony, New Delhi-65
3. Mr. A.K. Maini, D-369, Defence Colony, New Delhi. ✓
4. Mr. Manuel Coutinho, A-41, 2nd Floor, Vasant Vihar, New Delhi-52. → P.O.
5. Mr. Ashish Gupta, Flat No.1, NDMC Flats, Elec. Sub. Station, Kidwai Ngr. (West), New Delhi-23. → P.O.
6. Mr. Arvind Pasricha, G-38, Preer Vihar, Delhi.
7. Mr. Sukanta Dey, J-1926, C.R. Park, New Delhi-19.
8. Mr. Rajiv Sud, S-54, 2nd Floor, Panohschool Park, New Delhi.
9. Mr. Rajeev Bajaj, H-64, Rajouri Garden, New Delhi.
10. Mr. M.S. Jhonari, 94, Sector-16, Faridabad, Haryana.
11. Ms. Singer India Trading Ltd., A-26/1 2nd Floor, Mohan Co.Op Indl. Estate, New Delhi-44.

COMPLAINT UNDER SECTION 142 OF THE COMPANIES ACT, 1956 FOR
ENTRAVENTION OF SECTION 138 OF THE COMPANIES ACT, 1956.

अमानित
2/10/12
निवेदित



ROC VS. K.K.GUPTA

21.09.2006

~~Present~~ CP for ROC.

Proceedings against all the accused except accused No.3,4 & 5 have been compounded in view of the orders passed by CLB.

Accused No.3,4 & 5 are absent:

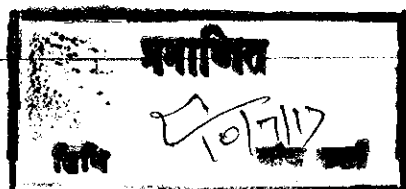
Shri Deepak Sabharwal, Advocate has appeared for accused No.3 and has filed an application seeking exemption from personal appearance of accused No.3. Heard. In view of the facts stated in the application, presence of accused No.3 is exempted only for today. Counsel for accused No.3 is directed to make sure that accused No.3 appear on the next date of hearing.

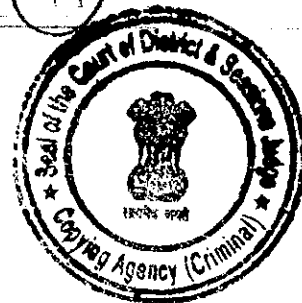
Process server HC Gulab Singh who served the process u/s 82/83 Cr.PC qua accused Ashish Gupta is present. His statement is recorded as CW-1. I have perused his statement and the report on the process u/s 82/83 Cr.PC. I am satisfied that accused Ashish Gupta is not traceable and no property capable of being attached, could be located in his name. Accused Ashish Gupta is declared proclaimed offender.

Notice be also issued to the process server who had executed the process u/s 82/83 Cr.PC with respect to accused No.4, directing him to appear in person for his statement, for 11.01.2006.

Issued
22/9/06

ACMM/Delhi





ROC V/S K.K.GUPTA

19.09.2008

Present: CP for ROC.

Proceedings qua accused no.2 have already been abated.

Sh.Vivekanand Jha, Advocate for accused no.3.

Accused no.5 is PO.

Accused no.4 is absent.

Proceedings qua other accused have already been compounded.

Process Server HC Ranjeet Singh, who served process U/s 82-83

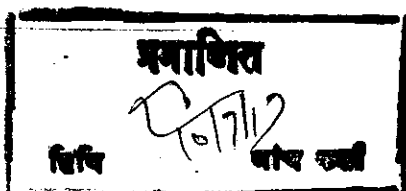
Cr.PC against accused Manual Coutinho is present. His statement is recorded as CW1.

I have perused his statement as well as report Ex.CW1/1 and CW1/2. I am satisfied that accused Manual Coutinho is not traceable and has no property capable of being attached in his name.

Accused Manual Coutinho is declared P.O.

Matter be listed for framing of notice qua accused no.3 for 18.11.2008.


ACMM/Delhi





CC No: 2553/08
ROC VS K.K. GUPTA

11.06.2010

Present: Company Prosecutor Sh. Lalji Tripathi, for the complainant.

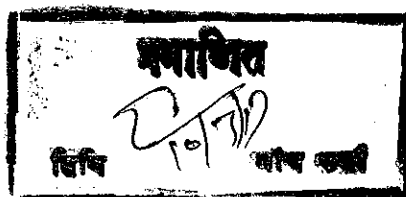
Accused no. 4 Manual Coutinho and accused no. 5 Ashish Gupta are already PO vide order dated 19.09.08 and 21.09.06 respectively.

Accused no. 2 T.K. Gupta already expired. Proceedings against him already abated vide order dated 07.02.05.

Accused no. 1 company and accused no. 6 to accused no. 11 already compounding the matters vide order dated 07.07.05.

Accused no. 3 A.K. Maini is absent. His Process Server Ct. Surender Singh is present and executed his process U/s 82 Cr. P.C. His statement recorded separately today and accused no. 3 A.K. Maini is declared proclaimed offender separately. File is ordered to be consigned to the Record Room and be preserved against the proclaimed offender and be revived as and when the proclaimed offender is back.

(DIG VIKAS SINGH)
ACMM (SPL. ACTS)/
CENTRAL/DELHI
11.06.2010



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ROC VS. M/S. K.K.GUPTA

CW1: Statement of HC Gulab Chand, No.289, P.S.Kotla Mubarakpur, New Delhi, ON SA

On 03.02.2006 I was entrusted with service of processes u/s 82 Cr.PC with respect to accused namely Ashish Gupta. I went to the address of accused i.e. Flat No.8, NDSE, West Kidwai Nagar, Near Sub Station, New Delhi and searched for the accused but he could not be located. I pasted a copy of process on the notice board of the court and a copy thereof at the conspicuous place near the stated address of the accused. I have given my report on the processes of accused U/s 82 Cr.PC. The same is Ex.CW.1/1.

On 18.03.2006 I was entrusted with processes U/s 83 Cr.PC with respect to abovesaid accused. I went to the stated address but could not locate any movable or immovable property capable of being attached in his name. Report on the processes of accused U/s 83 Cr.PC is Ex.CW1/2.

RO & AC

ACMM/Delhi
21.09.2006

विनय-चन्द्र
मे.
289/58
P. M.C.M.K

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प्रमाणित
दिनांक 12
विधि वाच्य नहीं



ROC V/S K.K.GUPTA

CW-1: Statement of HC Ranjeet Singh, NO.14-ND, PS Connought Place, New Delhi. ON SA.

On 18.02.2006, I was entrusted with service of processes u/s 82 Cr.PC with respect to accused namely Manual Coutinho. I visited the given address of accused ie.A-41, 2nd Floor, Vasant Vihar, New Delhi-52 and searched for the accused but he could not be located. I pasted a copy of process on the notice board of the court and a copy thereof at the conspicuous place near the stated address of the accused. I have given my report on the process U/s 82 Cr.PC. The same is Ex.CW.1/1.

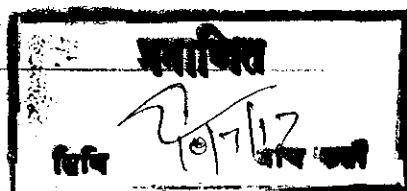
On 21.03.2006, I was entrusted with process U/s 83 Cr.PC with respect to above said accused. I went to the stated address, but could not locate any movable or immovable property capable of being attached in his name. Report on the process U/s 83 Cr.PC is Ex.CW1/2, which bears my signatures at point A.

RO & AC

ACMM/Delhi

19.09.2008

28 33



CC no: 255/03

ROC VS M/SK.K.G.U.A

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11.06.2010

STATEMENT OF CONSTABLE SURENDER SINGH, NO. 1755SD,
DEFENCE COLONY, NEW DELHI

ONSA

I received the process U/s82 Cr. P.C against the accused A.K.MAINI, for its execution. On 14.02.2010, I affixed the said process copy at the court notice board of Tis Hazari Court Complex and on that very day I went to the address of the accused i.e D-369, DEFENCE COLONY, NEW DELHI. I enquired about the accused but came to know that the accused was not residing at the given address and he had shifted without fresh address. Fresh address of the accused could not be known despite efforts. Therefore, I affixed one copy of the process u/s82 Cr. P.C at the door of the said house. My report in this regard which is in my hand writing duly signed by me is EX.CW1/A. My report is correct.

RO & AC

G. Surender Singh
11-06-2010



DIG VINAY SINGH
ACMM(SPL. ACTS)/CENTRAL
DELHI/11.06.2010

ORDER

In view of the above said statement of the Process Server on oath and, in view of the Ex.CW1/A and on being satisfied that the proclamation process of accused A.K.MAINI was duly executed on his last known address., I am satisfied that the process u/s 82 Cr. P.C is duly executed.

The accused was given time i.e 26.03.2010 to appear but the accused has failed to appear till date. Accordingly, I am satisfied that the accused is deliberately absconding and concealing his presence. The accused A.K.MAINI is declared proclaimed offender.



DIG VINAY SINGH
ACMM(SPL. ACTS)/
CENTRAL/DELHI/11.06.2010

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कार्यालय जिला एक्म सत्र न्यायाधीश
दिल्ली
प्रतिष्ठित (कॉपी नं. 1755SD)
दिनांक 11/06/2010
जॉय कर्ता
भारतीय राष्ट्रीय अधिनियम 1872 की
धारा 76 के अधीन प्राधिकृत