In the High Court at Calcutta Civil Revisional Jurisdiction

C.O. No.1193 of 2020 With I.A. No.CAN 1 of 2020

Mrinmoy Halder Versus The Registrar of Companies, West Bengal

Mr. Sarosij Dasgupta, Mr. Soumyajit Mishra. ...for the petitioner.

IA No. CAN 1 of 2020 is allowed in view of the urgency involved.

The innocuous prayer made in the present application under Article 227 of the Constitution of India does not necessitate prior service of notice on the opposite party.

Learned counsel for the petitioner submits that the application of the petitioner, being a shareholder of a particular company, under Section 252(3) of the Companies Act, 2013 has been inordinately kept pending before the National Company Law Tribunal.

Accordingly, C.O. No.1193 of 2020 is disposed of by directing the National Company Law

Tribunal, Kolkata Bench to adjudicate and dispose of the pending application of the petitioner under Section 252(3) of the Companies Act, 2013 upon assigning an appropriate number to the said application, as per due procedure. The entire process, including disposal, shall be completed as early as possible, keeping in view the pandemic situation, but latest by one month from the date of the communication of this order to the Company Law Tribunal.

The petitioner shall communicate the website copy of this order and the copy of C.O. No. 1193 of 2020 on the opposite party as well as the National Company Law Tribunal, Kolkata Bench at the earliest, to ensure due compliance.

There will be no order as to costs.

Urgent certified website copies of this order, if applied for, be made available to the parties upon compliance with the requisite formalities.

(Sabyasachi Bhattacharyya, J.)