

IN THE NATIONAL COMPANY LAW TRIBUNAL
DIVISION BENCH, COURT – 1, AHMEDABAD

ITEM No.202 - C.P.(CAA)22/(AHM)2026
in C.A.(CAA)/1(AHM)2026
with
ITEM No.203 - Comp.A/24(AHM)2026

Proceedings under Section 230-232 of the Companies Act, 2013

IN THE MATTER OF:

Abhinand Ventures Pvt. Ltd
Essar Power Limited

.....Applicants

Order delivered on: 11/06/2026

C O R A M:

MR. SHAMMI KHAN, HON'BLE MEMBER (J)
MR. SANJEEV SHARMA, HON'BLE MEMBER (T)

P R E S E N T:

For the Applicant :Mr. Saurabh Soparkar, Sr. Adv. a. w. Mr. Raheel Patel,
Adv.
For the Regional Director :Mr. Shiv Pal Singh, Deputy Director
For the Income Tax Dept. :None

ORDER
(Hybrid Mode)

Comp.A/24(AHM)2026

1. The present Application has been filed under Rule 11 of the National Company Law Tribunal Rules, 2016 seeking modification/clarification of paragraph 10 of the Order dated 07.05.2026 passed in C.P. (CAA) No. 22/AHM/2026.
2. It is submitted that while issuing directions under Section 230(5) of the Companies Act, 2013 read with Rules 8 and 16 of the Companies (Compromises, Arrangements and Amalgamations) Rules, 2016, notices were directed to be issued to the concerned Income Tax Authorities and Principal Chief Commissioner of Income Tax at Ahmedabad.
3. The Applicant Companies submit that the jurisdictional Income Tax Authorities of the Applicant Companies are situated at Mumbai and not Ahmedabad. It is further submitted that notices have already been issued to the Deputy Commissioner of Income Tax, Mumbai, Principal Chief Commissioner of Income Tax, Maharashtra, Mumbai and DCIT (Judicial HQ), Mumbai through Speed Post, Hand Delivery and Email. Affidavit of Service dated 16.05.2026 has been placed on record evidencing such service.
4. It is further submitted that both the Applicant Companies are unlisted companies and none of their securities are listed on any recognised stock exchange.

Accordingly, issuance of notices to SEBI, BSE and NSE is stated to be not applicable in the facts of the present case.

5. Having considered the submissions and the documents placed on record, the requirement of issuance of notice to the Income Tax Authorities and Principal Chief Commissioner of Income Tax at Ahmedabad, as directed in paragraph 10 of the Order dated 07.05.2026, is dispensed with. Service effected upon the jurisdictional Income Tax Authorities at Mumbai shall be treated as sufficient compliance of the said Order.
6. The requirement of issuance of notice to SEBI, BSE and NSE is also dispensed with in view of the statement that the Applicant Companies are unlisted companies.
7. Save as aforesaid, all other directions contained in the Order dated 07.05.2026 shall remain unchanged.
8. Accordingly, **Comp. A No.24 of 2026** stands disposed of.
9. Let copy of this order again served upon the Income Tax Department of Mumbai jurisdiction as well as upon the standing counsel for the Income Tax Department within a period of three days, inviting the response in the matter from them.

C.P.(CAA)22/(AHM)2026 in C.A.(CAA)/1(AHM)2026

1. A service report affidavit has been filed by the Applicant Companies on 07.04.2026 vide Inward No. D 3070 along with publication copies in Xerox form, the same are taken on record.
2. In pursuance to the service of the notices only Regional Director has filed its report on 08.06.2026, vide Inward No. R 350, the same is taken on record. The response to this RD report has been filed only yesterday through e-mode and physical copy is yet to be filed. No response from the Income Tax Department has been received.
3. Re-list for further consideration on **02.07.2026**.

Sd/-

**SANJEEV SHARMA
MEMBER (TECHNICAL)**

Sd/-

**SHAMMI KHAN
MEMBER (JUDICIAL)**