NATIONAL COMPANY LAW TRIBUNAL
CHANDIGARH BENCH (COURT-I), CHANDIGARH

CP No.1/Chd/Pb/2026

[An Application under sub-section (3) of section 252 of the Companies Act, 2013]

<u>In the matter of:</u>

Mehra Bio Chem Pb Ltd
Through its Member-Director
Mr. Rajiv Mehra
Address: Ground Floor, 1382/1, 1382/2, Verka Byepass,
Batala Road, Opposite Verka Milk Plant Distt. Amritsar,
Punjab, 143501
Email Id- brijraj.holding@rediffmail.com
PAN No: AAFCM4439H

...Applicant Company

Versus

Registrar of Companies, Punjab and Chandigarh
Corporate Bhavan, 1st Floor, Plot No. 4-B Madhya Marg,
Sector 27B, Chandigarh - 160019
Email: roc.chandigarh@mca.gov.in

...Respondent No.1

Income Tax Department,
Principal Chief Commissioner of Income Tax. NWR,
Aaykar Bhavan, Sector 17, Chandigarh
Email Id: Chandigarh.dcit.hq.vig@incometax.gov.in

...Respondent No. 2

Order pronounced on: 10.07.2026

CORAM: MR. KHETRABASI BISWAL, HON'BLE MEMBER (JUDICIAL)
MR. SHISHIR AGARWAL, HON'BLE MEMBER (TECHNICAL)

Appearance:

For the Applicant Company : Mr. Subhash Saini, Advocate

For the Income Tax Dept. : Mr. Varun Issar, Sr. Standing Counsel

For the RoC, Punjab & Chandigarh: Mr. Krishan Paul Dutt, AROC

ORDER

The present Application has been filed by **Mehra Bio Chem Pb Ltd** (hereinafter referred to as the Applicant Company), through its Member-Director Mr. Rajiv Mehra , under sub-section (3) of section 252 of the Companies Act, 2013 (hereinafter referred to as 'the Act') read with Rule 87A of the National Company Law Tribunal Rules, 2016 (hereinafter referred to as the 'Rules') praying for restoration of the name of the Company on the Register of Companies maintained by the Registrar of Companies, Punjab and Chandigarh (hereinafter referred to as 'RoC/ Respondent').

FACTS:

2. The Applicant Company, erstwhile having CIN: U24119PB1983PLC005509, was incorporated under the Companies Act, 1956 on 16.07.1983, and its Registered office situated at Kashmir Road, PO Verka, Amritsar, Punjab -143501. The Authorized share capital of the company is Rs. 1,00,00,000/- (Rupees One Crore Only) divided into 10,00,000 equity shares of Rs.10/- (Rupees Ten) each. The Issued, Subscribed & Paid Up Capital of the Company is Rs. 84,04,300/- (Rupees Eighty-Four Lakhs Four Thousand Three Hundred only) divided into 8,40,430 equity shares of Rs. 10/- (Rupees ten) each. The Company carries on the business of manufacturing, importing, exporting, buying, selling and dealing in chemicals and chemical products, including industrial and specialty chemicals, pharmaceuticals, fertilizers, pesticides, petrochemicals, dyes, pigments, plastics, resins, industrial gases, drugs and preparations, and products derived from minerals, petroleum and natural gas.

3. The Applicant Company filed its Annual Return and Financial Statements up to the Financial Year ended 31.03.1985. Thereafter, it failed to file its Annual Returns and Financial Statements for the subsequent financial years. Consequently, the Respondent struck off the name of the Applicant Company pursuant to the order dated 31.03.2017 under Section 248 of the Companies Act, 2013.

4. The Applicant Company submitted that in the event of revival of the Applicant Company and restoration of the name of the Company in the Register maintained by the Respondent No.1, it shall file all outstanding statutory documents along with the requisite standard and additional filing fees.

REPORT OF THE REGISTRAR OF COMPANIES:

5. The RoC, Punjab and Chandigarh has filed a report on 19.05.2026 stating that the Applicant Company was incorporated on 16.07.1983 and the last Annual Return and Balance Sheet submitted by the Applicant Company to the RoC, before it was considered to be struck off, pertain to the financial year that ended on 31.03.1985. Moreover, no subsequent documents had been filed by the Applicant Company with the RoC to obtain the status of a "Dormant Company" under Section 455 of the Act. Therefore, the name of the Applicant Company was struck off from the Register of Companies by the ARoC, Punjab and Chandigarh pursuant to the Order dated 31.03.2017. It was stated before this Tribunal that since the Company had not filed financial statements, the name of the Applicant Company was struck off and they may be directed to file all pending statutory documents upon restoration of its name.

REPORT OF THE INCOME TAX DEPARTMENT:

6. The Income Tax Department filed its report on 01.06,2026 , submitting that, as per the ITBA records, **no outstanding income tax demand or proceedings are pending against the Applicant Company.** The Standing Counsel for Income Tax Department further submitted before this Tribunal on 05.06.2026 that the Department has no objection if the name of the Company is restored.

ANALYSIS AND FINDINGS:

7. Heard the submissions made by the Ld. Counsel for the Applicant Company, Ld. Sr. Standing Counsel, Mr. Varun Issar for the Income Tax Department and the ARoC, for the Registrar of Companies and perused the material available on record, and also gone through the extant provisions of the Companies Act, 2013 and rules made thereunder.

8. It is to be noted that the sub-section (3) of section 252 of the Act, inter alia, provides that the Tribunal is required to be satisfied before exercising jurisdiction to restore the name of the Company on the Register of the Registrar of Companies that Company was at the time of its name being struck off, was either carrying on business or was in operation, or otherwise it is just that the name of the Company be restored to the Register of Registrar of Companies.

9. The Applicant Company has submitted that its assets had been sold by Punjab Financial Corporation and Punjab State Industrial Development Corporation. It has further placed on record material to show that restoration of its name is necessary to enable it to pursue and realise the surplus/decretal amount payable pursuant to the orders passed in the judicial proceedings, discharge its liabilities and complete its pending statutory compliances. The Applicant Company has also undertaken to file all outstanding financial statements and annual returns together with the prescribed fees and additional fees, as applicable, upon restoration of its name

10. In view of the above facts and circumstances, we are of the considered view that it would be just, equitable, fair and in the interest of justice to allow the Applicant Company to rectify its defaults and to restore its original name in the register of the Registrar of Companies.

11. Therefore, in exercise of powers conferred under Section 252 of the Companies Act, 2013, this Tribunal allows the Application subject to payment of costs of ₹1,00,000/- (Rupees One Lakh Only) by the Applicant to be paid in the "Prime Minister National Relief Fund" within three weeks from the receipt of the duly certified copy of this Order, and with the following directions:

(i) The Registrar of Companies, Punjab and Chandigarh, shall restore the original status of the Applicant Company as if the name of the Company had not been struck off from the Register of Companies, with the resultant and consequential actions like changing the status of the Company from 'struck off' to 'active'.

(ii) The Applicant Company shall file all pending statutory documents, including annual accounts and annual returns, along with prescribed fees/additional fee/fine as decided by the jurisdictional Registrar of Companies, within 45 days from the date on which its name is restored on the Register of Companies maintained by the concerned Registrar of Companies.

(iii) The Applicant Company shall deliver a certified copy of this Order to the Registrar of Companies, Punjab and Chandigarh, within a period of thirty days from the date of receipt of this Order.

(iv) On receipt of the certified copy of this Order and after due compliance with the above directions, the Registrar of Companies may publish the Order in the Official Gazette, the cost for which shall be borne by the Applicant Company.

(v) This Order is confined to the violations, which ultimately led to the impugned action of striking off the name of the Company. It will not come in the way of the jurisdictional Registrar of Companies, to take appropriate action in accordance with law, for any other violation/offences, if any, committed by the Applicant Company before or during the period when the name of the Company remained struck off.

(vi) The Income Tax Department may take all necessary action as per law for non-filing or belated filing of the Income Tax Returns of the Company for any of the assessment years and also for recovery of outstanding demand, if any.

12. In light of the discussion, the **Company Petition bearing No.1/Chd/Pb/2026** is **allowed and disposed of**.

Sd/-	**Sd/-**
(SHISHIR AGARWAL) **MEMBER (TECHNICAL)**	**(KHETRABASI BISWAL)** **MEMBER (JUDICIAL)** Divya