

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

ITEM No.202
CP/19(AHM)2024

Proceedings under Section 58(3), 59 of Companies Act

IN THE MATTER OF:

Niklesh Nihalani

.....Applicant

V/s

Shah Poddar Nihalani Organisers & Others

.....Respondent

Order delivered on: 18/06/2026

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. Dhiren Dave, Advocate a. w.
: Ms. Shilpa Singh, Adv.

For the Respondent

: Mr. Pavan Godiawala, Adv. for R-1
: Mr. Monaal Davawala, Adv. for R-2 and R-6
: **R-3 to R-5 already *Ex-parte***

ORDER
(Hybrid Mode)

Learned Counsel for Respondent No. 1 submitted that Ex-parte Respondent No. 4 had earlier filed a petition before the Principal Bench seeking transfer of the present matter, which was dismissed on account of technical defects with liberty to file a fresh petition. However, Respondent No. 1 is not aware whether any fresh petition has been filed. It was further submitted that, though the issue of transfer has been recorded in earlier orders, no effective steps have been taken by the Petitioner till date.

When the matter was first taken up, Learned Counsel for the Petitioner submitted that, as the pleadings are complete, the matter may be decided on the basis of the record. Since Learned Counsel for Respondent Nos. 2 and 6 was unavailable, the matter was passed over.

When the matter was again taken up before and after lunch, Learned Counsel for the Petitioner sought accommodation on account of his engagement in another matter and thereafter remained absent. Subsequently, at 4:30 P.M., he submitted that he was under the impression that the matter was not listed for arguments. However, the Order dated 13.05.2026 specifically records that the matter was to be "re-listed for arguments".

As no further time is available today, list the matter for arguments on **30.07.2026**.

Meanwhile, all concerned parties, if not already filed, shall file their written submissions within two weeks after exchanging copies with each other.

Sd/-

SANJEEV SHARMA
MEMBER (TECHNICAL)

-Sd/-

SHAMMI KHAN
MEMBER(JUDICIAL)