

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

ITEM No.215 - CP/33(AHM)2024
With
ITEM No.216 - IA/58(AHM)2026

Proceedings under Section 241-242 of Com. Act, 2013

IN THE MATTER OF:

Ghanshyam Mahendrabhai Patel & Ors
V/s
Everon Logistics Pvt. Ltd & Ors

.....Applicant

.....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. Atul Sharma, Adv.
For the Respondent : Ms. Natasha D Shah, Adv. for R-2 to R-9
: None for R-10.

ORDER
(Hybrid Mode)

CP/33(AHM)2024 with IA/58(AHM)2026

IA/58(AHM)2026

This is an Application filed by the Applicant under Section 242 of Companies Act, 2013 read with Rule 11 of the NCLT rules, 2016 with the following prayers:-

- A. *This Hon'ble Tribunal may be pleased to allow the present Interlocutory Application and take on record the subsequent developments and material placed by the Applicants pursuant to the main petition;*
- B. *This Hon'ble Tribunal may be pleased to declare that the Board Meeting purportedly held on 23.09.2025, and all resolutions, decisions and actions stated to have been taken therein, are illegal, unauthorized, procedurally vitiated and non est in law, and consequently set aside and render inoperative the same;*
Or
This Hon'ble Tribunal may be pleased to direct the Respondents to correct, rectify and finalize the minutes of the said Board Meeting strictly in accordance with law by accurately recording the objections and dissent expressed by

- the Applicants, and restrain the Respondents from acting upon any manipulated, unsigned or incorrect minutes;*
- C. Pending final adjudication of CP No. 33 of 2024 this Hon'ble Tribunal may be pleased to restrain the Respondents, their agents and associates from taking any unilateral corporate, financial or governance-related decisions, including convening or conducting Board Meetings or General Meetings, approving financial statements, effecting changes in remuneration, or altering governance structures, without prior intimation to and participation of the Applicants;*
- D. This Hon'ble Tribunal may be pleased to direct the Respondents to forthwith furnish and grant access to all statutory and financial records of Respondent No. 1 Company, including but not limited to audited and unaudited financial statements, ledger accounts, bank statements, loan accounts, directors' remuneration details, employee benefit expenditure, board resolutions and duly signed minutes;*
- E. This Hon'ble Tribunal may be pleased to direct the Respondents to reverse the unlawful adjustment and appropriation of deposits aggregating to ₹67,00,000/- made by the Applicants, and to restore the said amounts forthwith, together with such further directions as this Hon'ble Tribunal may deem fit to secure restitution;*
- F. This Hon'ble Tribunal may be pleased to restrain the Respondents from effecting any further recovery, adjustment or appropriation of any monies belonging to the Applicants, except in accordance with law and without prior leave of this Hon'ble Tribunal;*
- G. This Hon'ble Tribunal may be pleased to restrain the Respondents from*
- H. This Hon'ble Tribunal may be pleased to direct the Respondents to reimburse/ return the amount that has been drawn out of Respondent No.1 Company as wrongful remuneration;*
- I. This Hon'ble Tribunal may be pleased to pass such protective, corrective and consequential directions as this Hon'ble Tribunal may deem fit to preserve the subject matter of CP No. 33 of 2024, maintain institutional balance, and prevent the creation of fait accompli during the pendency of the proceedings;*
- J. Pass such other and further orders as this Hon'ble Tribunal may deem fit and proper in the facts and circumstances of the case and in the interest of justice.*

Ld. Counsel for the Respondent Nos. 2 to 9 appears and waives notice. She seeks and granted one week time for filing the reply, to the same. Thereafter, rejoinder, if any, be filed well before the next date of hearing.

Meanwhile, notice be issued to Respondent Nos. 1 & 10, with direction to take steps for service.

Let notice be issued by the Registry, returnable by next date. The Applicant is directed to collect the notice from the Registry within three days and serve upon the Respondent Nos. 1 & 10 along with copy of this order through Registered Ad post / Speed-post, Dasti mode as well as on the registered email ID of the Respondent Nos. 1 & 10 within one week.

The Respondent Nos. 1 & 10 may file reply, if any, within one week from the date of receipt of notice. Rejoinder, if any, be filed well before the next date of hearing.

Proof of Service be filed by way of an affidavit before the next date of hearing.

Re-list for further consideration on 30.07.2026.

Sd/-

SANJEEV SHARMA
MEMBER (TECHNICAL)

-Sd/-

SHAMMI KHAN
MEMBER (JUDICIAL)