

Comp. App. (AT) No. 261 of 2026

4. It is further submitted that by passing the impugned interim order, the Tribunal has granted even those prayers which were not even sought for by the Applicant (Respondent before this Appellate Tribunal).

5. It is also submitted that so much so, the order appears to have been passed on some material which was given to the Tribunal by the RoC under sealed cover and no copy of the same was provided to the Appellant and thus, the order appears to have been passed in utter disregard to the principal of natural justice. By referring to the interim direction (iii), it is submitted that this direction would have far-reaching consequences and the other interim directions also have been passed in utter disregard to the specific provisions of the Companies Act.

6. Learned Counsel appearing for the Union of India, however, submits that after adhering to the procedure provided under Section 271 and 272 of the Companies Act, 2013, the winding up petition has been filed before the Tribunal and a legally sound order has been passed.

7. It is also submitted that during the course of criminal investigation some sensitive information was disclosed against the Appellant on the basis of which the decision was taken to initiate the winding up process against it and the evidence collected during investigation was such, which could not be made public and therefore the copy of the same could not be given to the Appellant.

8. Mr. Sushant Kareer, Learned Counsel appearing on behalf of Respondent No. 1 to 5 accepts notice on behalf of Respondent No. 1 to 5. He

prays for and is granted two weeks time to file reply with advance copy to the Appellant, who in turn may file the rejoinder within one week thereafter.

10. List accordingly on **04.08.2026**.

[Justice Mohammad Faiz Alam Khan]
Member (Judicial)

[Mr. Naresh Salecha]
Member (Technical)

Sim/mr