

NATIONAL COMPANY LAW APPELLATE TRIBUNAL
PRINCIPAL BENCH, NEW DELHI

CA (AT) (Ins) No. 1186 of 2026

IN THE MATTER OF:

Dinesh Rathi and Ors.

...Appellant(s)

Versus

**Vedamata Multiservices and Trading
Pvt. Ltd. & Ors.**

...Respondent(s)

Present:

For Appellant(s) : Mr. Rohit Gupta, Mr. Anuj Tiwari, Mr. Sameer Mishra,
Mr. Shivendra Nath Mishra, Mr. Vaibhav Vats,
Advocates.

For Respondent(s) : Mr. Dhruv Diwan, Mr. Kumar Saumitra, Mr. Varad
Kolhe, Advocates for R-1.
Mr. Atul Jain, Mr. Abhimanyu Chaturvedi, Ms. Anushka
Awasthi, Mr. Manan Parekh, Advocates for R-8.

O R D E R
(Hybrid Mode)

24.08.2026: Heard Ld. Counsel for the Appellant as well as Respondent
No. 1, Respondent No. 8 and perused the record.

2. Ld. Counsel for the Appellant, after arguing at some length, submits under instructions, that the instant appeal may be dismissed as withdrawn however with the liberty that if any EGM or AGM of the Company a decision is taken to recall the resolution under which the Directors were appointed who had taken the decision to withdraw the earlier petition, in that case liberty be granted to the appellant to move appropriate application in accordance with law including the recall application of the impugned order.

3. Ld. Counsel for the Respondent No. 1 and 8 however objects to the request made by Ld. Counsel for the Appellant on the ground that liberty to

move appropriate application has already been granted by the Ld. NCLT in impugned order.

4. We have heard Ld. Counsel for the parties and perused the record and are of the considered view that the liberty as sought by the Ld. Counsel for the Appellant may safely be granted to the appellant.

5. Thus in view of above, as requested by Ld. Counsel for the Appellant, the appeal is dismissed as withdrawn with the liberty aforesaid.

6. It is clarified that all the grounds would be open to be taken up by the parties in case any such application including the recall application is moved by the appellant before Adjudicating Authority.

[Justice Mohammad Faiz Alam Khan]
Member (Judicial)

[Naresh Salecha]
Member (Technical)

sr/mr