

**IN THE NATIONAL COMPANY LAW TRIBUNAL
HYDERABAD BENCH – 1
VC AND PHYSICAL (HYBRID) MODE
ATTENDANCE CUM ORDER SHEET OF THE HEARING HELD ON
09-06-2026 AT 11:55 A.M.**

Company Appeal No. 09/252/HDB/2026
U/s 252 (3) of Companies Act, 2013

IN THE MATTER OF:

Mr. Kancherla Santosh Reddy, Director cum Shareholder of M/s. Dream Valley Resorts Pvt Ltd.,
...Petitioner

AND

RoC , Telangana - R 1 ,
M/s. Dream Valley Resorts Pvt Ltd., - R 2
...Respondent

C O R A M:-

SH. RAJEEV BHARDWAJ, HON'BLE MEMBER (JUDICIAL)
SH. SANJAY PURI, HON'BLE MEMBER (TECHNICAL)

ORDER

Present: Ms. G Sumati, Ld. Counsel for the Petitioner.

Orders pronounced, recorded vide separate sheets.

In the result, this Company Appeal No.09/252/HDB/2026 is allowed and disposed of.

Sd/-
MEMBER (T)

Sd/-
MEMBER (J)

**NATIONAL COMPANY LAW TRIBUNAL
HYDERABAD BENCH-1**

CA No. 09/252/HDB/2026

Appeal filed under Section 252 (3) of the Companies Act, 2013

In the matter of **M/s DREAM VALLEY RESORTS PRIVATE LIMITED**

BETWEEN

Sri Kancharla Santhosh Reddy,
R/o.6-1-72, Flat No. B301 Shree Maha Lakshmi Meadows,
Lakdikapool, Beside Central Court Hotel,
Hyderabad, Khairatabad, Hyderabad, Telangana-500004.
Director/Shareholder of **M/S DREAM VALLEY RESORTS PRIVATE
LIMITED**

... Applicant

AND

1. The Registrar of Companies,
Ministry of Corporate Affairs,
2nd Floor, Corporate Bhavan, GSI Post,
Tattiannaram, Bandlaguda, Hyderabad -500 068, Telangana.

... Respondent no.1

2. **M/S DREAM VALLEY RESORTS PRIVATE LIMITED (CIN:
U70102TG1995PTC020603)** Regd.Office: A3, Maheswari Towers,
Road No 1, Banjara Hills, Hyderabad - 500034, Telangana, India

... Respondent no.2

Date of order:09.06.2026

Coram:

Shri Rajeev Bhardwaj, Hon'ble Member (Judicial)

Shri Sanjay Puri, Hon'ble Member (Technical)

Appearance:

For Applicant: Mr.Sumathi, Counsel
For ROC(T): Mr. Ravi Metta, Dy.RoC

ORDER

1. The present Application is filed under Section 252 (3) of the Companies Act, 2013 (herein after referred as Act) by Applicant Mr.Kancharla Santhosh Reddy (Director cum Shareholder), of **M/s DREAM VALLEY RESORTS PRIVATE LIMITED** praying for restoration of name of the Company i.e DREAM VALLEY RESORTS PRIVATE LIMITED (herein after referred as Respondent No.2) in the Register maintained by the Registrar of Companies, Hyderabad (herein after referred to as RoC (T)).

2. Submissions by the Applicant:

2.1 Respondent No.2 Company was incorporated on 06.06.1995 as per the provisions of Companies Act, 2013 having registered office at A3, Maheswari Towers, Road No.1 , Hyderabad, Telangana, India, 500 034. The Authorized share capital of the Company is Rs.5,00,000/- divided into 50,000 number of equity shares of Rs.10/- each and the Issued, Subscribed and paid-up Capital of the Company is Rs.3,49,000/- divided into 34,900 number of equity shares of Rs.10/- each.

2.2 The main business of the Company is to build, acquire, adopt construct, hire any building or buildings for use as a club, house, resorts, Farm-house, hotels, restaurants, coffee, tavern, lodging, house-keepers for the use of its members, non-

members, on such terms and conditions as to admission there to and continuance membership thereof and to manage its affairs or any of them and to buy or take on hire all furniture, utensils, machinery and all other kinds of articles and things necessary for the use of the member of the club resort and hotel and to construct maintain, repair all swimming pools, boats, required for entertainment purpose and to construct, maintain, repair all furniture and fittings, required for playing games of any kind whatsoever and maintain libraries and serve such food and drinks, to the members, non-members and their guests as may be permitted under the law for the time being in force and to do all acts incidental and ancillary to the maintenance of clubs, resorts and hotels etc., A copy of the certificate of Incorporation, Memorandum of Articles of Association is enclosed as **Annexure -II**.

- 2.3 The Respondent No.2 Company has started its operations immediately after incorporation, but failed to file its annual returns and financial statements with Respondent no.1 since incorporation. It is averred by the Applicant that due to lack of professional guidance Company has failed to file the Annual Returns and the Balance Sheets with the Registrar of Companies and further submitted that the Company did not involve any malafide intention.
- 2.4 It is averred that Company has not filed Income Tax Return for the Assessment Year 1999-2020 to till date. Non- filing of the

same is neither wilful nor deliberate and the Company undertakes to file the pending Income Tax Returns.

- 2.5 It is submitted that during demonetization of Rs.500/- and Rs.1000/- notes the Company has not deposited any unaccountable money in its bank Accounts except the routine money of the business transactions during the demonetization Period i.e. 08.11.2016 to 30.12.2016.
- 2.6 It is averred that in the event of revival of the Company and restoration of the name of the Company in the Register maintained by the Respondent , the Applicant shall ensure that the Respondent No.2 Company shall file all statutory returns, statements and documents including Income Tax Returns that are required under the Companies Act, 2013 within prescribed time.
- 2.7 It is averred that Respondent no.1 has also froze the DIN's of the Directors associated with the Company as per the condonation of delay Scheme, 2018. It is averred by the Applicant that if the name of the Company is not restored in the Register maintained by ROC, great prejudice will be caused to the Company and the Applicant shall suffer irreparable loss and hardship. The Applicant submits that no prejudice will be caused to anyone if order for restoration is passed and reliefs sought for are granted.
- 2.8 An undertaking Affidavit has been filed by the Applicant stating that once the Respondent No.2 is restored all pending

dues with all statutory documents will be filed as per the ROC report.

- 2.9 In view of the above, applicant prays for restoration of the Company and undertakes to file all returns, statements and documents that are required under the Companies Act, 2013 within the prescribe time.
3. As per directions of this Tribunal, the Applicant was directed to send notice to the Registrar of Companies (RoC) (T) and RoC (T) was directed to file Report.
4. The RoC, Hyderabad/Respondent filed Report, vide Letter No.ROCH/DROC(RKM)/SEC252/020603/DVRPL/2026/07, dated 30.03.2026 stating as follows:
 - 4.1 The Company had defaulted in filing the financial statements and annual returns for more than eight years and hence identified for strike off u/s 248(1) of the Companies Act, 2013. Accordingly notice u/s 248(1) was issued to the Company and Directors. Further STK-5 notice dated 20.09.2017 and STK-7 notice dated 02.07.2018 was issued and also published in the Gazette.
 - 4.2 The Company has defaulted in filing of its statutory Annual Returns and Balance Sheets since incorporation i.e 06.06.1995.
 - 4.3 The Company admits default in filings of Statutory returns in the Application stating that" Company has failed to file the Financial Statements and Annual Returns

only due to inadvertence and lack of professional guidance.

- 4.4 The Applicant submits that the Company has not deposited any unaccounted money during monetization period and filed an affidavit with this regard. Further submitted not pending cases against the Company.
- 4.5 The Applicant sought restoration of the Company on the ground that the Company is carrying on business activities and holding immovable assets and investments.
- 4.6 Hence, the necessary cost may be imposed on the Company and to direct the Company to file statutory annual returns and balance sheets and other pending statutory returns upon restoration of the name of the Company and pass such other order or orders as may be deemed fit and proper.

Findings and decision:

5. We heard the Learned Counsel for the Applicant and ROC (T) and gone through the entire record.
6. Respondent no.2 Company has been struck off due to non-filing of financial statements and annual returns for more than 8 years.
7. The appeal has been filed under Section 252(3) of the Companies Act, 2013, which provides as follows:

(3) If a company, or any member or creditor or workman thereof feels aggrieved by the company having its name struck off from

the register of companies, the Tribunal on an application made by the company, member, creditor or workman before the expiry of twenty years from the publication in the Official Gazette of the notice under sub-section(5) of section 248 may, if satisfied that the company was, at the time of its name being struck off, carrying on business or in operation or otherwise it is just that the name of the company be restored to the register of companies, order the name of the company to be restored to the register of companies, and the Tribunal may, by the order, give such other directions and make such provisions as deemed just for placing the company and all other persons in the same position as nearly as may be as if the name of the company had not been struck off from the register of companies.

8. As regards to the Report of the RoC, they have conveyed no objection in considering the Application for restoration.
9. Therefore, by exercising the powers conferred on this Tribunal under Section 252 of the Companies Act, 2013, and Rule 87-A of NCLT (Amendment) Rules 2017, R/w NCLT Rules, 2016 and based on the assurance given by the Learned Counsel for Applicant that Company undertakes to carry out pending statutory compliances on restoration of the Company, we feel it is a fit case to order restoration of the Company by RoC (T) in the interest of the Company, its shareholders and the Creditors.

ORDER

9. The Registrar of Companies, the Respondent No.1 herein, is ordered to restore the original status of the Company as if the name of the company has not been struck off from the Register of Companies and take all consequential actions like change of

company's status from 'struck off' to Active (for e-filing), to restore and activate the DINs if applicable, to intimate the bankers about restoration of the name of the company so as to defreeze its accounts on payment of Rs.15 Lakhs(Rupees Fifteen Lakhs) through online payment in www.mca.gov.in under miscellaneous fee by mentioning particulars as "payment of cost for revival of company pursuant to orders of Hon'ble NCLT in Company Appeal No. 09/252/HDB/2026", which should be made within 10 days from the date of this order.

- 9.1 The Applicant/the Respondent No.2 is directed to file all the statutory document(s) along with INC-28 and prescribed fees/ additional fee/fine as indicated by Registrar of Companies, Telangana, within 30 days from the date on which its name is restored and personally ensure compliance of this order.
- 9.2 The Applicant/the Respondent No.2 is directed to comply with the observations/ clarifications as required by the RoC, Telangana.
- 9.3 The Respondent No.2 is permitted to deliver a certified copy of this order with Registrar of Companies, Telangana within thirty days of the receipt of this order. On such delivery and after duly complying with above directions, the Registrar of Companies, Telangana is directed to, on his office name and seal, publish the order in the official Gazette;
- 9.4 This order is confined to the violations, which ultimately led to the impugned action of striking of the Company, and it will not

fetter ROC (T) to take appropriate action(s) in accordance with law, for any other violations /offences, if any, committed by the company prior or during the striking off of the company.

- 9.5 Company Appeal No.9/252/HDB/2026 stands allowed and disposed of as per the above terms.
- 9.6 A certified copy of this order, if applied for, be issued upon compliance with all requisite formalities.

-sd-

SANJAY PURI
MEMBER (TECHNICAL)

-sd-

RAJEEV BHARDWAJ
MEMBER (JUDICIAL)