

**IN THE NATIONAL COMPANY LAW TRIBUNAL
KOLKATA BENCH, COURT-I
C.P. No. 43/KB/2026**

In the matter of:

An application under Section 252(3) of the Companies Act, 2013.

And

In the matter of:

Pyramid Suppliers Private Limited (CIN: U51909WB2008PTC127840), a company incorporated under the Companies Act, 1956 and being a Company within the meaning of the Companies Act, 2013 and having its registered office at 9/12 Lal Bazar Street, Mercantile Building, Block B, 3rd Floor, R N 10, Kolkata - 700001.

..... **Struck Off**

-And-

Pradeep Kumar Yadav, aged about 37 years, son of Shri Lallan Yadav residing at 99, Belgachia, Near R. G. Kar Medical College Hospital, Shyambazar Mail S.O, Kolkata - 700004.

..... **Petitioner/Applicant**

-Versus-

The Registrar of Companies, Kolkata I, Ministry of Corporate Affairs having its office at Corporate Bhawan, 4th Floor, Plot No. IIIF/16, in AA-IIIF Rajarhat, New Town, Akandakeshari, Kolkata – 700135.

..... **Respondent**

Coram:

Smt. Bidisha Banerjee : **Member (Judicial)**

Ms. Rekha Kantilal Shah: **Member (Technical)**

Date of Pronouncement: 13.07.2026

APPEARANCE (VIA HYBRID MODE)

Mr. Gopal Kumar Khemka, PCA] For the Petitioner
Mr. Sailendra Tiwari, Adv

AROC Kolkata 1

ORDER

Per: Rekha Kantilal Shah, Member (Technical)

- 1) This Company Petition has been filed by the shareholder namely **Mr. Pradeep Kumar Yadav** u/s 252(3) of the Companies Act, 2013 for restoration of name of the struck off company in the Register of Companies, maintained in the office of the Registrar of Companies, Kolkata I. It is stated that the name of the Company was **struck off on 11-02-2022**.
- 2) It is contended that the Company has not filed its Financial Statements and Annual Returns for the financial years 2018-19, 2019-20, 2020-21, 2021-22, 2022-23, 2023-24 and 2024-25, such default in statutory annual filings was neither wilful nor deliberate but occurred solely due to circumstances beyond the control of the Company.
- 3) It is further contended that notwithstanding such non-compliances, the Company has continued to remain in existence, maintained its registered office and corporate identity, and possesses assets, rights, interests and obligations which require the Company to be restored to the Register of Companies.
- 4) It is further contended that the Company owns valuable commercial property having an aggregate market value of approximately Rs. 1,55,08,278/- which evidences that the Company would suffer

irreparable loss and injury if the name is not restored, which would be contrary to the public policy.

- 5) Upon the said contentions, the Ld. Counsel for the Petitioner prayed for passing an order for restoration of the name of the Appellant Company.
- 6) A Notice was issued to the Registrar of Companies, Kolkata I against which the Registrar of Companies, Kolkata I has submitted its report. It was stated in the report that only after compliance of requirements to be met under Section 248 of the Companies Act, 2013, the Registrar of Companies, Kolkata I, had struck off the name of the Company from the register.
- 7) The Registrar of Companies, Kolkata I, West Bengal submitted his report dated **18-05-2026**. The Registrar of Companies, Kolkata I have not objected to this application for restoration of the name of the Company.
- 8) Accordingly, the present petition is allowed on the following terms:
 - a) The Registrar of Companies, Kolkata I, the Respondent herein, is directed to restore the original status of the Company as if the name of the Company had not been struck off from the register of companies with the resultant and consequential actions like changing status of the Company from **'Struck Off'** to **'Active'**.
 - b) The Petitioner Company is directed to file all the pending statutory document(s) including Annual Accounts and Annual Returns along with prescribed fees/additional fee/fine as decided by the Registrar of Companies, Kolkata I within 45 days from the date on which its name is restored on the register of companies maintained by the Registrar of Companies, Kolkata I.

- c) The restoration of the Company's name is also subject to the payment of cost of Rs. 75,000/- (Rupees Seventy Five Thousand Only) through online payment in www.mca.gov.in under Miscellaneous Fee by mentioning particulars as **"Payment of cost for restoration of company pursuant to orders of NCLT in C.P. No. 43/KB/2026"**.
- d) The Petitioner is directed to deliver a certified copy of this order with the Registrar of Companies, Kolkata I within thirty days of the receipt of this order.
- e) This order is confined to the violations, which ultimately led to the impugned action of striking off the name of the Company, and it will not come in the way of Registrar of Companies, Kolkata I to take appropriate action(s) in accordance with law, for any other violations / offences, if any, committed by the Company prior to or during the period the name of the Company remained struck off.
- 9) The **C.P. No. 43/KB/2026** is **disposed of** accordingly.
- 10) The Registry is directed to send e-mail copies of the order forthwith to all the parties inclusive of the Counsel.
- 11) Urgent certified copy of this order, if applied for be issued upon compliance with all requisite formalities.

Rekha Kantilal Shah
Member (Technical)

Bidisha Banerjee
Member (Judicial)

Signed On 13.07.2026

NKS(LRA)