

NATIONAL COMPANY LAW TRIBUNAL
INDORE BENCH
COURT NO. 1

ITEM No.1
CP/28(MP)2026

Proceedings under Section 252(3)

IN THE MATTER OF:

Awadhesh Sharma & Anr

.....Applicant

V/s

Registrar of Companies Gwalior

.....Respondent

Coram:

Hon'ble Shri Brajendra Mani Tripathi, Member (J)

Hon'ble Shri Man Mohan Gupta Member (T)

PRESENT:

For the Applicant : Mr. Abiali Garbadawala, PCS (Online)

For the Respondent : (Today, notice issued)

ORDER

Delivered on 13/07/2026

1. The present petition has been filed by the Petitioner under Section under Section 252(3) of the Companies Act, 2013 with the following prayers: -

(i) *The Hon'ble Tribunal may be pleased to take and adjudicate this Co. Petition on priority basis/urgent basis taking into consideration Companies Compliance Facilitation Scheme (CCFS) recently announced by the MCA vide its General Circular No. 01/2026 dated February 24, 2026, which shall come into force on April 15, 2026 and shall remain in force till July 15, 2026, so that the Company, upon getting its name restored may avail all the benefits which are extended by the MCA during the tenure of this scheme.*

(ii) *The Petitioners prays for the order of restoration of the name of the Company i.e., Akhileshwar Infrareality Private Limited in the register of Companies maintained by the office of Registrar of Companies, Gwalior in the best interest of the Company and its Stakeholders.*

(iii) *Such order by which the Registrar of Companies, Gwalior change the status of the Company from 'Strike off' to 'Active' so that the Company can comply with the due compliance and can able to file its Financial Statements and Annual Returns for all the preceding financial years.*

(iv) *To give such directions and make such provisions as it deems fit which has the effect of putting the Company and all other persons in the same position as if the name of the Company had not been struck off from the register of companies.*

(v) *To permit the Company to hold its Annual General Meeting of the preceding years, immediately upon restoration, to transact the ordinary business thereat including the adoption of financial statements so that all the overdue returns and financial statements can be filed thereafter.*

2. We have heard the Ld. Counsel for the Applicant.
3. Let notice be issued to the Respondent/RoC as well as the jurisdictional Income Tax Department by the Registry, returnable on the next date. The Applicant is directed to collect the notice from the Registry within three days and serve upon the Respondent along with a copy of this order through Registered Ad post / Speed-post, Dasti mode, as well as on the registered email ID of the Respondent within seven days.
4. The Respondents are directed to file a reply, if any, within two weeks from the date of receipt of notice. The Rejoinder, if any, shall be filed within seven days thereafter. Proof of Service shall be filed by way of an affidavit before the next date of hearing.
5. List the matter for filing the reply as well the proof of service of affidavit on **06.08.2026.**

Sd/-

MAN MOHAN GUPTA
MEMBER (TECHNICAL)

Tomar

Sd/-

BRAJENDRA MANI TRIPATHI
MEMBER (JUDICIAL)