

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

THURSDAY, THE TWENTY SEVENTH DAY OF APRIL

TWO THOUSAND AND TWENTY THREE

:PRESENT:

HONOURABLE SRI JUSTICE SUBBA REDDY SATTI

Company Application No: 23 OF 2022

IN

Company Petition No.99 OF 2015

In The Matter of the Companies Act, 1956

And

In The Matter of M/s. Sri Srinivasa Readymix Concrete (P) Ltd. (in liqn.)

Between:

M/s. Sri Srinivasa Readymix Concrete (P) Ltd. (in liqn.),  
Rep. by the Official Liquidator,  
High Court of Andhra Pradesh.

...Applicant

AND

1. Sri Srinivasa Rao Nadendla, S/o. Srinivasa Rao Nadendla, Plot No.59, II Cross Road, RTC Colony, Near Saibaba Temple. Vijayawada - 520 008.
2. Smt. Narasa Rani Nadendla, D/o. Sri Chalapathi Rao Nimmagadda, Plot No.59. II Cross Road, RTC Colony, Near Saibaba Temple. Vijayawada - 520 008.

...Respondents

Application under Section 456, 468 and 538(1) (b) (c) of the Companies Act, 1956 read with Rule 9 and 114 of the Companies (Court) Rules, 1959), praying that the High Court may be pleased to pass the order

Let all the parties concerned attend the Judge's sitting in Court/Chambers on / /2019 for the hearing of an application file by the Complainant above named for an order to:

- i. direct the respondents herein to deliver possession of books of accounts, records and assets, actionable claims, etc., of the company (in liqn.) forthwith to the Official Liquidator, the applicant herein.
- ii. order that the cost of this application do come out of the assets of the company;

The Application coming on for hearing, upon perusing the application and the affidavit filed by the Official Liquidator and the earlier orders of the High Court dated 18.06.2019 & 22.07.2019 and upon hearing the arguments of Sri M Anil Kumar, Counsel for Official Liquidator for the Applicant, the court made the following



**ORDER:**

"This application is filed under Sections 456, 468 and 538 (1)(b)(c) of the Companies Act, 1956 read with Rule 9 and 114 of the Companies (Court) Rules, 1959 seeking a direction to the respondents to deliver possession of books of accounts, records and assets, actionable claims, etc. of the company (in liquidation) forthwith to the Official Liquidator.

Respondents are directors of M/s. Sri srinivasa Readymix Concrete (P) Ltd. By proceedings, dated 21.08.2018 in CP No.99 of 2015, winding up order was passed in respect of the said company and Official Liquidator was appointed to take possession of all the assets, effects, actionable claims, books of accounts and records. However, respondents being Directors, are not cooperating. Hence, the present application is filed.

On 18.06.2019, notice was ordered to the respondents. Subsequent to service of notices, Sri P. Nagendra Reddy, learned counsel filed vakalat for the respondents. ✓

When the matter was taken up on 01.02.2023, learned counsel appearing on behalf of the respondents submitted that respondents are not in touch with him. Today there is no representation for the respondents.

In view of the above, issue bailable warrants against respondent Nos.1 and 2. ✓

Petitioner shall pay batta for issuance of bailable warrants. ✓

Post on 15.06.2023." ✓

Sd/- P. VENKATA RAMANA  
JOINT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Registrar (Judicial), High Court of A.P., (Nelapadu) at Amaravati. ✓
2. The Commissioner of Police, NTR District at Vijayawada. (by **SPEED POST**) ✓
3. Sri Srinivasa Rao Nadendla, S/o. Srinivasa Rao Nadendla, Plot No.59, II Cross Road, RTC Colony, Near Saibaba Temple. Vijayawada - 520 008. ✓

4. Smt. Narasa Rani Nadendla, D/o.Sri Chalapathi Rao Nimmagadda, Plot No.59. II Cross Road, RTC Colony, Near Saibaba Temple. Vijayawada - 520 008. (Addresses 3 & 4 by **SPEED POST**)
  5. One CC to Sri M Anil Kumar, Counsel for Official Liquidator, High Court of A.P. [OPUC]
  6. One CC to Sri P. Nagendra Reddy, Advocate [OPUC]
  7. The Section Officer, O.S. Section, High Court of AP at Amaravathi.
  8. One spare copy.
- NPC



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HIGH COURT

SRSJ

DATED: 27/04/2023

POST ON 15.06.2023

ORDER

COMPANY APPLICATION NO: 23 OF 2022  
IN  
COMPANY PETITION NO.99 OF 2015

DIRECTION



IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

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2. Smt. Narasa Rani Nadendla, D/o. Sri Chalapathi Rao Nimmagadda, Plot No.59. II Cross Road, RTC Colony, Near Saibaba Temple. Vijayawada - 520 008.

...Respondents

WHEREAS the Application under Section 456, 468 and 538(1) (b) (c) of the Companies Act, 1956 read with Rule 9 and 114 of the Companies (Court) Rules, 1959), praying that the High Court may be pleased to pass the order

Let all the parties concerned attend the Judge's sitting in Court/Chambers on / /2019 for the hearing of an application file by the Complainant above named for an order to:

- i. direct the respondents herein to deliver possession of books of accounts, records and assets, actionable claims, etc., of the company (in liqn.) forthwith to the Official Liquidator, the applicant herein.
- ii. order that the cost of this application do come out of the assets of the company;

AND WHEREAS the Application coming on for hearing, upon perusing the application and the affidavit filed by the Official Liquidator and the earlier orders of the High Court dated 18.06.2019 & 22.07.2019 and upon hearing the arguments of Sri M Anil Kumar, Counsel for Official Liquidator for the Applicant and having observed that when the matter was taken up on 01.02.2023, learned counsel appearing on behalf of the respondents submitted that they are not in touch with him,



observed that when the matter was taken up on 01.02.2023, learned counsel appearing on behalf of the respondents submitted that they are not in touch with him, as today when the matter was taken up for hearing there is no representation for them, directed the **Registry** to issue **Bailable Warrants against the two respondents.**

Therefore, you viz;

**The Commissioner of Police, NTR District at Vijayawada**

are hereby directed to arrest the said respondents namely viz: 1. Sri Srinivasa Rao Nadendla, S/o. Srinivasa Rao Nadendla, Plot No.59, II Cross Road, RTC Colony, Near Saibaba Temple. Vijayawada - 520 008., 2. Smt. Narasa Rani Nadendla, D/o. Sri Chalapathi Rao Nimmagadda, Plot No.59. II Cross Road, RTC Colony, Near Saibaba Temple. Vijayawada - 520 008., wherever they are found and produce the, bodily under safe custody and conduct **before this Court on 15-06-2023** at 10.30 A.M., to which date the case stands posted for hearing.

You are further directed that if the said respondents executes a personal bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with an undertaking that they shall appear before this Court on 15-06-2023, they shall be released on bail.

You are further directed to return this warrant, as early as possible, preferably on or before **15-06-2023**, to this Court with a detailed report stating the manner in which it has been executed.

Herein fail not.

  
**JOINT REGISTRAR**

To

1. The Commissioner of Police, NTR District at Vijayawada. (by **SPEED POST**)
2. One Spare Copy

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HIGH COURT

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DATED:27/04/2023

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ORDER

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COMPANY APPLICATION NO: 23 OF 2022  
IN  
COMPANY PETITION NO.99 OF 2015

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BAILABLE WARRANT

