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IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 7th DAY OF FEBRUARY 2008

BEFORE

THE HON'BLE Mr. JUSTICE AJIT J GUNJAL

COMPANY APPLICATION No.70/2008

IN

COMPANY PETITION No.83/1997

BETWEEN:

Mr.K.Nanjundaswamy
S/o.Late R.Krishnamurthy
C/o.Ravishankar Star of Mysore Agent
KHB Colony
Nanjangud Town-571 301
Mysore District

...APPLICANT

(Sri K.Sundaram & R.A Devanand, Adv.)

AND:

M/s.Dunford Fabrics Ltd.,(In Hqn.)
Rep by Official Liquidator
Attached to High Court of Karnataka,
IV Floor, F Wing,
Kendriya Sadan,
Koramangala, Bangalore-34.

...RESPONDENT

(Sri Deepak, Adv.)

This CA is filed under Rule 177 read with Rule 6 and 9 of the Company Court Rules, 1959 praying to condone the delay of 14 days in filing the claims for settlement in the interest of justice and equity.

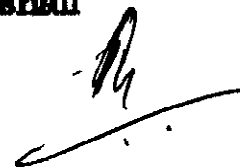
This CA coming on for orders this day, the Court made the following:

ORDER

The applicant in this application was a workman of the Company under Liquidation i.e., M/s.Dunford Fabrics Limited. The said Company was wound up and the Official Liquidator was appointed. The Official Liquidator issued a notification inviting claims from all the creditors. In the said notification the last date for receiving the claims was 19.01.2007. But however, the applicant has put forth his claim on 02.02.2007. Hence, there is a delay of 14 days in filing Form No.67. This application is filed seeking to excuse the delay in filing Form No.67.

2. The Official Liquidator is served and has entered appearance. The said application is not opposed.

3. Having perused the cause shown in the application for condonation of delay in filing Form No.67, delay is condoned. The Official Liquidator shall



consider the claim of the applicant on merits, in accordance with law.

The Company application stands disposed of accordingly.

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Sd/-
Judge

AI/-