

**BEFORE THE NATIONAL COMPANY LAW TRIBUNAL  
NEW DELHI BENCH  
CP 48(MB)/2015**

**Present: B.S.V. Prakash Kumar, Member (Judicial)**

In the matter of:

Companies Act, 2013 Sections 58 and Sections 397, 398 of Companies Act, 1956  
And

In the matter of:

**Naresh Kumar Mangeram Mittal**

.....Petitioners

Versus

**M/s Blue Orang Developers Pvt. Ltd.**

.....Respondents

Present:

The Counsel for Petitioners : Mr. Arun Saxena, Ms Nalini and Ms Anushri Singh, Advocates

The Counsel for Respondents : None present

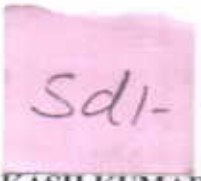
**Order  
(Heard & Pronounced on 17-6-2016)**

Since the Company Petition was dismissed for default on 12.02.2016, the petitioner filed CA on 05.04.2016 for restoration of this suit, saying that the petitioner could not appear due to being sick and submitted a medical certificate saying that the petitioner was not feeling well from 26.01.2016 to 11.02.2016.

3. A letter has come from the respondents side counsel stating that the arguing counsel in this matter is out of India since 06.06.2016, therefore, he made a request through this letter to mention this matter on 23<sup>rd</sup> or 24<sup>th</sup> June, 2016.

4. Since it is only a restoration application, this Bench having felt no prejudice would be caused by restoration of the Company Petition dismissed for default, this Bench hereby allows this application by restoring the Company Petition on record by imposing a cost of ₹15,000/- payable to N.C.L.T. Library Fund within 15 days hereof.

List the matter on 07.07.2016 at 10.30 a.m.

  
**(B.S.V. PRAKASH KUMAR)**  
Member (Judicial)