

IN THE NATIONAL COMPANY LAW TRIBUNAL, NEW DELHI
COURT – VI

Item No.3
CA/304/2022 & CA/246/2022 IN CP-19/241-242/2022

In the matter of:

NIKHIL RAJNIKANT PARMAR

...APPLICANT

VERSUS

EASY TO PITCH NETWORKS PRIVATE LIMITED & OTHERS

...RESPONDENTS

Order under Rule 11 of NCLT Rules, 2016

Order delivered on 07.06.2023

CORAM:

SHRI. BACHU VENKAT BALARAM DAS, HON'BLE MEMBER (JUDICIAL)

SHRI. RAHUL BHATNAGAR, HON'BLE MEMBER (TECHNICAL)

ORDER

Order pronounced in open Court vide separate sheets.

CA/304/2022 & CA/246/2022 stand disposed off.

SD/-
(RAHUL BHATNAGAR)
MEMBER (TECHNICAL)

SD/-
(BACHU VENKAT BALARAM DAS)
MEMBER (JUDICIAL)

**IN THE NATIONAL COMPANY LAW TRIBUNAL
COURT VI, NEW DELHI
COMPANY APPLICATION- 304/2022 & 246/2022
IN
COMPANY PETITION NO. 19/241-242/2022**

Application under Rule 11 of NCLT Rules, 2016

IN THE MATTER OF:

NIKHIL RAJNIKANT PARMAR

...Applicant

VERSUS

EASY TO PITCH NETWORKS PRIVATE LIMITED & OTHERS

...Respondents

AND IN THE MATTER OF:

NIKHIL RAJNIKANT PARMAR

...Applicant

VERSUS

EASY TO PITCH NETWORKS PRIVATE LIMITED & OTHERS

...Respondents

MEMO OF PARTIES

1. NIKHIL RAJANIKANT PARMAR

AT: B-6, Ashirvad Duplex and Bungalows, Behind Sabri School, Vasna Road, Vadodara, Racecourse, Gujarat- 390007

.... Applicant No.1

VERSUS

1. EASY TO PITCH NETWORKS PRIVATE LIMITED

Registered Office: 21/14, S/F, Old Rajendra Nagar New Delhi – 110060

...Respondent No.1

2. MS. PRIYANKA MADNANI

AT: 21/14, S/F, Old Rajendra Nagar New Delhi – 110060

.... Respondent No.2

3. MR. PUSHPENDER KHAJOTIA

AT: B-6, Paschim Vihar Extension, New Delhi 10063

.... Respondent No.3

Coram:

Shri. Bachu Venkat Balaram Das, Member (Judicial)

Shri. Rahul Bhatnagar, Member (Technical)



Counsel for the Applicants: Dhvaj and Associates

Counsel for the Respondents: Ms. Anisha Mathur

Order Pronounced on: 07.06.2023

ORDER

PER- RAHUL BHATNAGAR, MEMBER (TECHNICAL)

1. The Application bearing number CA-304/2022 has been filed by the Applicant under Rule 11 of NCLT Rules, 2016 praying for appointment of an independent Administrator to run the affairs of Respondent No. 1 Company. Similarly, Application bearing number CA-246/2022 has been filed by the Respondents under Rule 11 of NCLT Rules, 2016 praying for appointment of a third Director to run the affairs of Respondent No. 1 Company
2. We have gone through the averments made in both the Applications. Both the parties have prayed for an independent person to be appointed as the Administrator/Director of the Respondent No. 1 Company for the smooth functioning of the Company.



3. We are of the view that an independent and impartial person needs to be appointed by this Tribunal as the Administrator of the Company to ensure that the Company continues as a going concern. The Administrator is expected to ensure smooth working of the Company.

4. Therefore, invoking the powers of this Tribunal under Section 242(4) of the Companies Act, 2013 and in the light of the above, this Tribunal appoints Mr. Pranshu Singhal, CA/Advocate (E-mail Id- capranshusinghal@gmail.com; Mobile No.- 9810263201) as the Administrator of the Company for an initial period of 3 months commencing from the date of his acceptance of this appointment. Upon the appointment of the Administrator, the Board of the Respondent No. 1 Company shall stand superseded. The superseded Board shall provide the required details and handover the documents of the Company to Mr. Pranshu Singhal within 3 days of his assuming charge.

5. The Administrator shall discharge all functions including administrative and operational functions in the Company in an



effective manner to ensure that the Company continues as a going concern while discharging its obligations to its clients. All the employees of the Company are directed to report to the Administrator as per the existing hierarchy. The Administrator shall be paid a monthly remuneration/compensation of INR 1 lakh per month by the Company. The Administrator will also be entitled to get reimbursement of out of pocket expenses on actual basis and reimbursement of actual travel expenses. The Administrator shall submit a monthly report regarding the activities carried on in the Company to the Tribunal.

- 6.** The Administrator may take help and assistance from the existing employees of the Company as he may deem fit and proper. However, there shall be no dismissal/termination or appointment of employees without prior permission and approval of this Tribunal. The Administrator shall not borrow any funds or dispose of or alienate or create any kind of charge on any of the assets of the Company without prior permission and approval of this Tribunal.

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7. The Administrator is directed to file an acceptance-cum-consent letter to the above order before the Tribunal within a week days from the date of receipt of copy of this Order.
 8. The Administrator as well as parties may approach this Tribunal, if they feel that intervention of the Tribunal is required in a particular situation.
 9. CA/304/2022 & CA/246/2022 stand disposed off in terms of the above order.

Let a copy of order be served to parties.

SD/-

(RAHUL BHATNAGAR)
MEMBER (TECHNICAL)

SD/-

(BACHU VENKAT BALARAM DAS)
MEMBER(JUDICIAL)