

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 1682/2019

FIDAALI MOIZ MITHIBORWALA & ANR. APPELLANT(S)

VERSUS

M/S ACEROS FORTUNE PVT. LTD. & ORS. RESPONDENT(S)

O R D E R

We do not find any good ground and reason to interfere with the impugned judgment and hence, the present appeal is dismissed.

However, we clarify that in case the appellants file a fresh petition under Sections 241 and 242 of the Companies Act, 2013, referring to new and additional facts, the same will be considered and examined in accordance with law. We clarify that we have not expressed any opinion either way in this regard.

Pending application(s), if any, shall stand disposed of.

.....J.
(SANJIV KHANNA)

.....J.
(DIPANKAR DATTA)

.....J.
(PRASANNA BHALACHANDRA VARALE)

NEW DELHI;
JANUARY 25, 2024.

ITEM NO.39

COURT NO.2

SECTION XVII

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Civil Appeal No. 1682/2019

FIDAALI MOIZ MITHIBORWALA & ANR.

Appellant(s)

VERSUS

M/S ACEROS FORTUNE PVT. LTD. & ORS.

Respondent(s)

Date : 25-01-2024 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJIV KHANNA
HON'BLE MR. JUSTICE DIPANKAR DATTA
HON'BLE MR. JUSTICE PRASANNA BHALACHANDRA VARALE

For Appellant(s) Mr. Sujit Gupta, Adv.
Mr. Ramesh Kumar Singh, Adv.
Mr. R. K. Singh, Adv.
Mr. Siddharth, AOR

For Respondent(s) Mr. Vikas Mehta, AOR

UPON hearing the counsel, the Court made the following
O R D E R

The appeal is dismissed in terms of the signed order.

Pending application(s), if any, shall stand disposed of.

(BABITA PANDEY)
COURT MASTER (SH)

(R.S. NARAYANAN)
ASSISTANT REGISTRAR

(Signed order is placed on the file)