

**BY EMAIL/SPEED POST AD**

No.

NS/2021

BEFORE THE NATIONAL COMPANY LAW TRIBUNAL,

BENCH, AT MUMBAI

COMPANY PETITION NO. 1062 OF 2020

IN

COMPANY SCHEME APPLICATION NO. 546 OF 2020

AND

COMPANY SCHEME APPLICATION NO. 547 OF 2020

In the matter of the Companies Act, 2013 (18 of 2013);

AND

In the matter of Sections 230 to 232 read with other applicable provisions of the Companies Act, 2013 and Rules framed thereunder as in force from time to time;

AND

In the matter of Scheme of Arrangement between CARGO SERVICE CENTER INDIA PRIVATE LIMITED, the Demerged Company and MUMBAI CARGO SERVICE CENTER AIRPORT PRIVATE LIMITED, the Resulting Company and their respective shareholders.

CARGO SERVICE CENTER INDIA PRIVATE LIMITED, ) a  
company incorporated under the Companies Act, 1956, ) having  
its registered office at 301-303 Rangoli Complex ) Air Cargo  
Complex, Sahar Road Andheri East, Mumbai )  
400 099, Maharashtra.

) ... Petitioner Company  
No. 1/Demerged Company

MUMBAI CARGO SERVICE CENTER AIRPORT )  
PRIVATE LIMITED, a company incorporated under )  
the Companies Act, 2013, having its registered office )  
at 303-303, Rangoli building, Sahar Road, Andheri )  
East, Mumbai - 400099 )

...Petitioner Company No.

2/Resulting Company.

To,

Dy. Commissioner of Income Tax,

Circle 9 (2)(1),

Aayakar Bhawan

Mumbai 400 020

**Ref:** Notices dated March 16, 2020, under sub-section (5) of section 230 of the Companies Act, 2013

This notice is being issued in pursuance of order dated April 30, 2021 passed by the Hon'ble NCLT-III, Mumbai. ("**Tribunal**").

Please note that the captioned Company Petition was admitted by the Hon'ble Tribunal on April

30, 2021 and the final date of hearing of the captioned Company Petition has been fixed on June 3, 2021.

A copy of the said order dated April 30, 2021 is annexed, for reference. Dated  
this 17<sup>th</sup> day of May, 2021



DSK Legal

Advocates for Petitioner Companies

C-16, Dhanraj Mahal,

Chhatrapati Shivaji Marg,

Apollo Bunder, Mumbai 400001

Regn No. 6989

Encl: As above.

**NATIONAL COMPANY LAW TRIBUNAL, BENCH  
COURT-III**

**Company Scheme Petition No. 1062 of 2020**

**In**

**Company Scheme Application No. 546 of 2020**

**And**

**Company Scheme Application No. 547 of 2020**

In the matter of Companies Act, 2013;

And

In the matter of the Sections 230 to 232 of the  
Companies Act, 2013 and other applicable  
provisions of the Companies Act, 2013;

And

In the matter of Scheme of Arrangement  
between CARGO SERVICE CENTER INDIA  
PRIVATE LIMITED, the Demerged Company  
and MUMBAI CARGO SERVICE CENTER  
AIRPORT PRIVATE LIMITED, the Resulting  
Company and their respective shareholders.

**In the matter of -**

**CARGO SERVICE CENTER INDIA )**

**PRIVATE LIMITED, a company )**

incorporated under the Companies Act, )

1956, having its registered office at 301- )

303 Rangoli Complex Air Cargo Complex, )

Sahar Road Andheri East, Mumbai 400 )

099, Maharashtra. )

...Petitioner Company No. 1/

Demerged Company.

**MUMBAI CARGO SERVICE CENTER )**

**AIRPORT PRIVATE LIMITED, a )**

company incorporated under the )

Companies Act, 2013, having its )

registered office at 301-303, Rangoli )

building, Sahar Road, Andheri East, )

Mumbai - 400099 )

...Petitioner Company No. 2/

Resulting Company.

**Coram:**

**Hon'ble Shri H.V. Subba Rao, Member Judicial**

**Hon'ble Shri. Shyam Babu Gautam, Member Technical**

**Appearance:**

**For the Petitioners:** Mr. Ankit Lohia a/w Ms. Prachi Garg and Ms.  
Saloni Shah i/b DSK Legal

**From the office of Regional Director:** Ms. Rupa Sutar, Deputy  
Director

**Per: Hon'ble Shri H.V. Subba Rao**

**Date of Order:** 30.04.2021

**ORDER**

1. This hearing has been convened via video conferencing.
2. Petition Admitted.
3. Petition fixed for hearing and final disposal on 03.06.2021.
4. Learned Counsel for the Petitioner states that the meeting of Equity Shareholders of the Petitioner Companies were convened on 14.05.2020 and the requisite quorum was present and the Scheme was approved unanimously by the Equity Shareholders without modifications. The Chairman appointed for the meeting has filed his letters of compliance verifying his reports dated 23.05.2020 and 22.05.2020 for both the companies which are annexed as Exhibit 'M' and 'N' to the captioned Petition.
5. Further, pursuant to the directions of this Tribunal, the Petitioner Company No. 1 served notices on the Regional Director, the Registrar of Companies and the Income Tax Department for Petitioner Company No.01 by courier/hand-delivery calling for their representation/objections, if any, to the scheme within 30 days from the receipt of the notice.
6. Further, pursuant to the directions of this Tribunal notices were served on the Regional Director, the Registrar of Companies and the Income Tax Department and the Official Liquidator, Bombay High Court for Petitioner Company No.02 by courier/hand-delivery calling

for their representation/objections, if any, to the scheme within 30 days from the receipt of the notice.

7. The Learned Counsel for the Petitioner Companies further submits that the Company Petition is filed in consonance with Section 230 to 232 of the Companies Act, 2013 and in compliance with the directions passed by the National Company Law Tribunal, Mumbai Bench.
8. The Petitioner Companies are directed to publish the notice of hearing of the Petition at least 10 days before the date fixed for hearing in two local newspapers viz. "Free Press Journal", in English language and translation thereof in "Navshakti", in Marathi language, both having circulation in Mumbai as per Rule 15 of the Companies (Compromises, Arrangements and Amalgamations) Rules, 2016.
9. The petitioner companies are further directed to serve the notices on the Regional Director, the Registrar of Companies, the Income Tax Department and the Official Liquidator of Bombay High Court informing them the date of final hearing.
10. The petitioner companies shall host notices along with the copy of the scheme on their respective websites, if any.
11. The Petitioner Companies are directed to file affidavit of service electronically as well as through Speed Post regarding the directions given by this Tribunal at least three days before the date fixed for final hearing and report to this Tribunal that the direction regarding the issue of advertisement of the notice has been duly complied with.

Sd/-

**SHYAM BABU GAUTAM**  
**Member (Technical)**

Sd/-

**H V SUBBA RAO**  
**Member (Judicial)**