

IN THE COURT OF BOMBAY CITY CIVIL COURT, GR. MUMBAI.
Suit No.1097 of 2014

Exh.10-A

Amines & Plasticizers Limited ... Plaintiff

V/S

APL Holdings & Investments Limited & Anr. ... Defendants

CORAM :HIS HONOUR JUDGE

SHRI R. R. PATARE

(COURT ROOM NO.01)

DATE 13th DAY OF FEBRUARY, 2025

RECASTED -ISSUES

1. Whether plaintiff proves that notice of removal dated 28/01/2014, 26/03/2014, 27/03/2014 & clarification dated 31/03/2014 & 03/04/2014 are proposing to remove Mr. Hemant Kumar Ruia from Board of Director is illegal and contrary to the articles of association of defendant no.1 ?
2. Whether plaintiff proves that notice of convening board of meeting dated 27/03/2014 is illegal ?
3. Whether plaintiff proves that board of meeting held on 03/04/2014 is null and void ?
4. Whether plaintiff is entitled to get decree of injunction in terms of prayer (c) and (c-1) ?

5. Whether plaintiff proves that notice dated 03/04/2014 convening Extra Ordinary General Meeting on 03/05/2014 is illegal and void ?
6. Whether plaintiff is entitled for relief of declaration as sought ?
7. Whether suit is bad-for want of jurisdiction ?
8. Whether plaintiff proves that meeting of the board of directors of defendant no.1 convened are in contravention of provisions of articles of association ?
9. Whether plaintiff is entitled to get any relief ? If yes, what relief ?
10. Whether the Defendants prove that the Notices dated 26.02.2005 for convening meeting of the Board of Directors on 07.03.2005 for alteration/substitution of Articles 16, 19, 20 and 21 of their Articles of Association was served upon Hemant Kumar Ruia (nominee director appointed by the Plaintiff) ?
11. Whether the Defendants prove that Hemant Kumar Ruia (nominee director appointed by the Plaintiff) had prior knowledge about the amendment of their Articles of Association ?
12. Whether the Defendants prove that their Articles of Association were validly and legally amended on 09.04.2005 and Articles 16, 19 and 20 of their Articles of Association were deleted and Article 21 of their Articles of Association was substituted ?

13. Whether the Plaintiff proves that the Defendants are required to give effect to and implement the nominations of the persons made by the Plaintiff by its letters dated 13.02.2014 and 28.02.2014 to be appointed as the Directors of the Defendants ?

14. What order and decree ?

Date:13.02.2025

(R. R. Patare)
Judge, City Civil & Sessions Court,
Greater Mumbai
(C.R.No.01)