

**Before the Hon'ble National Company Law Tribunal
Bench-II at Chandigarh
IA (Companies Act)/12/(CH)2024
Connected With
Company Petition No. (CAA)-17/CHD/HRY/2024**

In the matter of the Companies Act, 2013

And

In the matter of Sections 230 to 232 and other applicable provisions of the Companies Act,
2013 read with Companies (Compromises, Arrangements and Amalgamations) Rules, 2016

And

M/s MKU Holdings Private Limited

(Transferee Company/Petitioner Company-I)

And

M/s Acme Cleantech Solutions Private Limited

(Resulting Company/Petitioner Company-II)

And

M/s Acme Solar Holdings Private Limited

(Demerged Company/Petitioner Company-III)

And

Their respective Shareholders and Creditors

*[For the sake brevity, Petitioner Company-I, Petitioner Company-II and Petitioner Company-III are hereinafter collectively referred to as "**Petitioner Companies**"]*

NOTICE TO THE STAKEHOLDERS OF PETITIONER COMPANIES

To,

All the Stakeholders,

M/s MKU Holdings Private Limited

M/s Acme Cleantech Solutions Private Limited

M/s Acme Solar Holdings Private Limited (*now Acme Solar Holdings Limited*)

Notice of withdrawal of composite scheme of arrangement amongst MKU Holdings Private Limited, Acme Cleantech Solutions Private Limited and Acme Solar Holdings Private Limited (*now Acme Solar Holdings Limited*) and their respective shareholders and creditors ("**Scheme**") is hereby given as per the directions of the Hon'ble National Company Law Tribunal, Bench-II at Chandigarh ("**Hon'ble Tribunal**") vide its order dated June 07, 2024 ("**Order**").

A copy of the Order of the Hon'ble Tribunal is enclosed herewith.

You are hereby informed that a withdrawal application bearing no. IA (Companies Act)/12/(CH)2024 (“**Withdrawal Application**”) connected with Company Petition No. (CAA)-17/CHD/HRY/2024 (“**Company Petition**”) was jointly filed by the aforesaid companies before the Hon'ble Tribunal on May 29, 2024, under Rule 11 of the NCLT Rules, 2016, for seeking withdrawal of the Scheme which was heard by the Hon'ble Tribunal on May 31, 2024. The Hon'ble Tribunal vide its Order dated had allowed the Withdrawal Application and accordingly, Company Petition stood dismissed as withdrawn the Scheme under Section 230-232 of the Companies Act, 2013 between MKU Holdings Private Limited, Acme Cleantech Solutions Private Limited and Acme Solar Holdings Private Limited (*now Acme Solar Holdings Limited*) and their respective shareholders and creditors has been withdrawn.

Sd/-
Rajesh Sodhi
Authorised Signatories
For and on behalf of Petitioner Companies

IN THE NATIONAL COMPANY LAW TRIBUNAL
CHANDIGARH (COURT – II)
(Through Hybrid Mode)

Item No. 113

IA(COMPANIES.ACT) / 12(CH) 2024
And
CP (CAA) No. 17/Chd/Hry/2024
(2nd Motion)

IN THE MATTER OF:

MKU Holdings Pvt. Ltd. & Ors.

...

Petitioner Companies

Under Section: 230-232 CA 2013
Rule 11 of NCLT

Order delivered on 07.06.2024

CORAM:

SHRI. SATYA RANJAN PRASAD,
HON'BLE MEMBER (T)

SHRI. P.S.N. PRASAD,
HON'BLE MEMBER (J)

PRESENT:

For the Petitioner : Mr. Karanveer Jindal, Advocate
Companies in main
CP and Applicant in
IA(CA)/ 12(CH) 2024

ORDER

IA(COMPANIES.ACT) / 12(CH) 2024 & CP (CAA) No.17/Chd/Hry/2024

IA(COMPANIES.ACT) / 12(CH) 2024 has been filed under Rule 11 of the NCLT Rules, 2016 seeking withdrawal of the Composite Scheme of Arrangement amongst the petitioner companies and their respective shareholders and creditors along with joint affidavit of Authorized Signatory of the Petitioner Companies verifying the application.

A joint affidavit filed vide diary No.01839/1 dated 05.06.2024 filed by the Authorized Signatory of the Companies confirming the compliance to the direction issued by this Tribunal dated 31.05.2024 regarding the withdrawal of payment of Rs.25,000/- has now been complied with by the petitioner and an amount of Rs.25,000/- is paid to Prime Minister's Relief Fund therefore,

June 07, 2024
Priyanka

the present application bearing IA(COMPANIES.ACT) /12(CH) 2024 stands allowed and composite scheme proposed by the petitioners under Section 230-232 of the Companies Act, 2013 vide CP (CAA) No. 17/Chd/Hry/2024 is permitted to be withdrawn as well as the order passed in the First Motion Petition need not to be acted upon by the petitioner for any purposes. Keeping in view the statement made by the counsel for the petitioner Companies, CP (CAA) No. 17/Chd/Hry/2024 stands dismissed as withdrawn. The case folder and connected papers may be consigned to the Record Room.

The paper publications regarding the withdrawal of the Scheme may be notified in order to convey the withdrawal of the Scheme to all the Stakeholders and it may also be notified on the Official website of the Company as well as to the concerned authorities regarding the withdrawal of the proposal at the pre-notice stage. A copy of this order may be forwarded to the concerned authorities.

IA(COMPANIES.ACT) /12(CH) 2024 stands allowed and CP (CAA) No. 17/Chd/Hry/2024 stands dismissed as withdrawn. The matter is closed in all respects.

Sd/-

(SATYA RANJAN PRASAD)
HON'BLE MEMBER (T)

Sd/-

(DR. P.S.N. PRASAD)
HON'BLE MEMBER (J)

June 07, 2024
Priyanka