

FORM NO. RNR 12

[Pursuant to section 258 (b) & rule 30(3)]

BEFORE THE NATIONAL COMPANY LAW TRIBUNAL

AT.....BENCH

IN THE MATTER OF-----LTD (give the name of the company)

Petition No.....of 20.....

.....Petitioner

Company Application No 20

..... Applicant.

Before the Hon'ble Mr. -----

Dated

Order appointing Company Administrator

Upon the application of....., and upon hearing Shri.....,
representative for the applicant, and Shri..... , representative
for the company and upon reading the petition and affidavit filed the day

of... 20..... , and the affidavit of the applicant herein filed the ...day of... .20
.... and after satisfying itself to the effect that creditors representing three-
fourths in value of the amount outstanding against the sick company,
present and voting at their meeting dated, have resolved that by
adopting certain measures the said company can be revived and
rehabilitated;

This Tribunal doth appoint the Shri _____, resident of _____ to be
company administrator of the above named company subject to the
following terms and conditions that is to say;

[Here describe the terms and conditions governing the appointment of the
company administrator]

And the Tribunal doth hereby limit and restrict the powers of the said
company administrator to the following acts, that is to say,

[Here describe the acts which the company administrator is authorized to
do.]

And the Tribunal doth order that the company administrator do forthwith:-

- (i) Prepare or cause to be prepared a scheme of revival and rehabilitation
of the sick company after considering the draft scheme of revival and
rehabilitation filed along with the application under section 254;
- (ii) Take over the assets or management of the company;
- (iii) With the approval of the Tribunal, engage the services of suitable
expert or experts for the purpose of assisting him in the management
of the company; and
- (iv) Perform such other functions as the Tribunal may deem appropriate.

And that the costs of this application shall be costs in the petition.

Dated this day of 20

(By the Tribunal)

Registrar

Note:-

- 1) Where company administrator has been directed to take over the management of the company, the directors and the management of the company shall extend all possible assistance and cooperation to the company administrator to manage the affairs of the company.

- 2) Where the Tribunal directs that the company administrator is to take steps to protect and preserve assets of the sick company the clause should be suitably modified, and the particulars of such properties or assets should be set out in a schedule to the order.