
(2020) 07 RAJ CK 0046
In the Rajasthan High Court
Case No : Civil Writ Petition No. 6613 Of 2020

Kishan Gopal Agarwal

APPELLANT

Vs

Union Of India and Anr

RESPONDENT

Date of Decision : 27-07-2020

Acts Referred:

Companies Act, 2013 — Section 164(2)(a)

Citation : (2020) 07 RAJ CK 0046

Hon'ble Judges : Mahendar Kumar Goyal, J

Bench : Single Bench

Advocate : Gaurav Sharma Saraswat

Judgement

Learned counsel for the petitioner submitted that the controversy involved in the present writ petition is about treating the petitioner as Disqualified

Directors under Section 164(2)(a) of the Companies Act, 2013. The petitioner has also sought direction to use her Director Identification Number

(DIN) and Digital Signature Certificate for the purpose of filing her return.

Learned counsel for the petitioner submitted that the Division Bench of this Court in DB Civil Writ Petition No.4062/2019 (Narendra Kumar Jat Vs.

Union of India) has already passed interim order 09.07.2019 and directions have been given to reactivate the Director Identification Number (DIN)

and further Digital Signature Certificate is required to be issued in the capacity of the Director to file necessary annual returns to discharge statutory

obligations of all the other companies wherein the petitioner is Director.

This Court, as an interim measure, directs the respondents to reactivate the Director Identification Number (DIN) of the petitioner and Digital

Signature Certificate to enable the petitioner to file necessary annual return and

also to discharge his statutory obligations.

The interim order, passed by this Court, will remain subject to final outcome of the present writ petition.

Let this case be listed before the Division Bench. Learned counsel for the petitioner is directed to file additional copy of the writ petition enabling

Registry to list the matter before the Division Bench.

Learned counsel for the petitioner is also directed to supply two copies of the memo of the writ petition in the office of Mr. R.D. Rastogi, learned

Additional Solicitor General during the course of the day and name of Mr. Chandra Shekhar Sinha be shown in the cause list as counsel for the respondents.