

IN THE HIGH COURT OF JUSTICE
CHANCERY DIVISION
COMPANIES COURT

BEFORE CHIEF REGISTRAR BAISTER
DATED 2 SEPTEMBER 2009



No: 12288 of 2009

IN THE MATTER OF EXCEL PROPERTY SERVICES LIMITED (Registered No: 03809560)
AND IN THE MATTER OF THE INSOLVENCY ACT 1986

BETWEEN:-

MOHAMMED RIAZ KHAN

Applicant

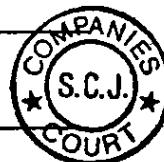
-and-

(1) HM REVENUE AND CUSTOMS
(2) OFFICIAL RECEIVER

Respondents



ORDER



UPON THE APPLICATION of the above named Mohammed Riaz Khan ("the Applicant"), a member and director of Excel Property Services Limited ("the Company") and upon the restored petition of HM Revenue and Customs ("the Petitioning Creditor") presented on 23 March 2009 with no supporting creditors.

AND UPON HEARING Counsel for the Applicant and Counsel for the Petitioning Creditor.

AND UPON the Official Receiver not attending but indicating that he does not oppose the application

AND UPON reading the evidence

AND UPON the Edwin Coe, solicitors for the Applicant, undertaking to pay the sum of £315 to the Official Receiver in respect of his entitlement to costs, as ordered in paragraph 4 below.



IT IS ORDERED THAT:

- (1) the time period set out in r. 7.47(3) of the Insolvency Rules 1986 for making an application to rescind a winding-up order be extended to the date of the hearing of this application pursuant to r. 4.3 of the Insolvency Rules 1986;
- (2) the order to wind up Excel Property Services Limited made on 1 July 2009 be rescinded;
- (3) the Applicant will pay the Petitioning Creditors' costs of the petition and this application in the agreed sum of £1,490;
- (4) the Applicant will pay the Official Receiver's costs in the agreed sum of £315;
- (5) the petition be dismissed.

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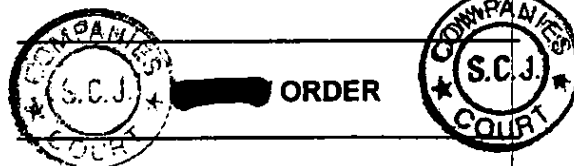
Applicant

-and-

(1) HM REVENUE & CUSTOMS

(2) OFFICIAL RECEIVER

Respondents



Solicitors for the Applicant:

**Edwin Coe LLP
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Ref: DMG/DDB/KHA.16.4**