

IN THE HIGH COURT OF JUSTICE

CHANCERY DIVISION

COMPANIES COURT

CASE NO CR-2016-002871



IN THE MATTER OF AYLESBURY TONERS LTD (IN LIQUIDATION) AND OTHERS CR-2016-002871

AND IN THE MATTER OF DEMAXX HOLDINGS LIMITED (IN ADMINISTRATION) AND OTHERS

AND IN THE MATTER OF AN OFFICE HOLDER

AND IN THE MATTER OF THE INSOLVENCY ACT 1986

BEFORE REGISTRAR JONES

DATED THIS 17TH DAY OF JUNE 2016

BETWEEN:

(1) STEPHEN JOHN HUNT
(2) ADAM HENRY STEPHENS
(3) FINBARR THOMAS O'CONNELL

Applicants

- and -

GAGEN DULARI SHARMA

Respondent

ORDER

UPON THE APPLICATION of Stephen John Hunt of Tavistock House South, Tavistock Square, London WC1H 9LG and the application of Adam Henry Stephens of 25 Moorgate, London EC2R 6AY and Finbarr Thomas O'Connell of 25 Moorgate, London EC2R 6AY

AND UPON READING the witness statements filed in support of the applications

AND UPON hearing Olivier Kalfon counsel for the First Applicant, Tim Calland counsel for the Second and Third Applicants and Thomas Robinson counsel for the Respondent

AND UPON the Respondent having vacated office as liquidator of each of the Companies listed in Appendix A to this Order



AND UPON the First, Second and Third Applicants undertaking that they will not draw any fees out of the estates to which they are appointed under paragraphs 2 and 3 of this Order (as applicable) unless and until they have secured any return of funds and/or assets into those insolvent estates

IT IS ORDERED THAT

- 1 The Second Applicant and Third Applicant be joined as Applicants in these proceedings
- 2 Stephen John Hunt of Griffins, Tavistock House South, Tavistock Square, London, WC1H 9LG (the "**First Successor Practitioner**") be appointed as Liquidator of each of the Companies listed in Rows 1 to 9, 11 to 14, 16 to 39 and 41 to 42 of Appendix A (inclusive) to this Order with immediate effect
- 3 Adam Henry Stephens of Smith & Williamson LLP, 25 Moorgate, London EC2R 6AY (the "**Second Successor Practitioner**") and Finbarr Thomas O'Connell of Smith & Williamson LLP, 25 Moorgate, London EC2R 6AY (the "**Third Successor Practitioner**") be appointed as Joint Liquidators (such appointment to be joint and several) of each of the Companies listed at Rows 10, 15 and 40 of Appendix A to this Order with immediate effect
- 4 The applications in so far as they relate to the administrations listed in Rows 43 and 44 of Appendix A to this Order be adjourned generally with liberty to the First Applicant to restore the application in so far as it concerns Row 43 of Appendix A to this Order and to the Second and Third Applicants to restore the application in so far as it concerns Row 44 of Appendix A to this Order
- 5 Unless and until either the earlier of the following (a) the expiry of 18 months following the date of this Order, or (b) further order of the Court or the written consent of the First Successor Practitioner, the Respondent shall preserve
 - 5 1 all monies and assets of the companies and estates listed in Appendix B to this Order that are in her possession, power, custody or control,
 - 5 2 the records (whether in paper or electronic form) of the liquidations and estates listed in Appendix B to this Order, including correspondence, time records, proofs, emails sent and received and other related papers, relating to their administration that are in her possession, power, custody or control, and
 - 5 3 the books, papers, bank documents (including passbooks, cheque books, paying in books, bank statements) and other records of the companies and estates listed in Appendix B to this Order that are in her possession, power, custody or control

- 6 The First Successor Practitioner, Second Successor Practitioner and Third Successor Practitioner shall give notice of their appointment to all creditors of the estates listed in Appendix A (inclusive) to this Order within 28 days of the date of this Order by way of advertisement in the London Gazette
- 7 The Respondent be prohibited from withdrawing any monies whatsoever, whether in respect of outstanding remuneration or otherwise, from the estates of the transferred cases identified in Appendix A (inclusive) to this Order without the permission of the Court or the written consent of the First Successor Practitioner or the Second Successor Practitioner and Third Successor Practitioner as applicable
- 8 The Respondent must by no later than 10am on 23 June 2016 transfer to the First Successor Practitioner or Second Successor Practitioner and Third Successor Practitioner (as applicable) any monies or other assets in her possession, custody, power or control which belong to any of the estates listed in Appendix A (inclusive) to this Order
- 9 The Respondent must permit the First Successor Practitioner, Second Successor Practitioner and Third Successor Practitioner, their employees or agents to attend the Respondent's business premises at Sharma & Co, 257 Hagley Road, Birmingham, West Midlands, B16 9NA (the "**Premises**")
 - 9 1 at 10am on 20 June 2016 so that the Respondent can deliver up for safe keeping to the First Successor Practitioner, Second Successor Practitioner and Third Successor Practitioner (as applicable) all of the documents and articles listed in Appendix C to this Order which are available to be handed over for collection in respect of the Companies listed in Appendix A to this Order, including, where available to be handed over at that time (a) time records, (b) physical case files at the Premises, and (c) electronic case files
 - 9 2 at 9am on Tuesday 28 June 2016 so that the Respondent can deliver up a hard drive (or other electronic storage device) containing the electronic versions of the IPS records in respect of the Companies listed in Appendix A to this Order for safe keeping to the First Successor Practitioner, Second Successor Practitioner and Third Successor Practitioner (as applicable)
- 10 All books and records listed in Appendix C to this Order in respect of the Companies listed in Appendix A to this Order which have been archived by the Respondent shall be delivered up by the Respondent's storage agent to the Premises and be available for collection from the Premises by the First Successor Practitioner, Second Successor Practitioner and Third Successor Practitioner, their employees or agents by 10am on 23 June 2016 For that purpose, the Respondent shall provide written or oral instructions (as required) to the storage agent within sufficient time to enable this to occur
- 11 The Respondent must permit the First Successor Practitioner, Second Successor Practitioner and Third Successor Practitioner, their employees or agents to attend the Premises at 10am on 23 June 2016 so that the Respondent can deliver up for safe

keeping to the First Successor Practitioner, Second Successor Practitioner and Third Successor Practitioner as applicable all remaining documents and articles listed in Appendix C to this Order which to the best of her knowledge exist and which have not been delivered up to the First Successor Practitioner, Second Successor Practitioner and Third Successor Practitioner in accordance with paragraphs 9 and 10 above

- 12 In the event that it becomes necessary for any of the persons mentioned in paragraphs 9 and 11 above to leave the Premises before they have collected all the documents, materials and articles which are listed in Appendix C to this Order, the Respondent must allow them to re-enter the Premises immediately upon their seeking re-entry on the same or the next business day between 9am and 6pm
- 13 If any of the documents and articles listed in Appendix C to this Order in respect of the Companies listed in Appendix A to this Order are held by any other person or persons, the Respondent shall inform the First Successor Practitioner, Second Successor Practitioner and Third Successor Practitioner as applicable of their respective names and location by 4pm, 24 June 2016
- 14 Rule 4 49C(3)(b) of the Insolvency Rules 1986 shall not apply as a consequence of this Order
15. All creditors of the estates listed in Appendix A to this Order do have permission to apply to the Court, on Notice to the First Successor Practitioner or Second Successor Practitioner and Third Successor Practitioner as applicable within 28 days of the advertisement referred to in paragraph 6 above for the purpose of applying to vary or discharge the Order insofar as it affects the estate or estates of which they are a creditor
- 16 So far as is necessary, the time for service of the Application Notices dated 25 May 2016 and 14 June 2016 upon the Respondent be abridged
- 17 There be no Order as to costs save that the First Successor Practitioner or Second Successor Practitioner and Third Successor Practitioner (as applicable) shall be entitled to charge the costs of this Application as a cost or expense of the estates listed in Appendix A to this Order (each estate to bear an equal share but with no estate having to bear an amount exceeding 10% of the available funds of that estate) only in the event that the First Successor Practitioner or Second Successor Practitioner and Third Successor Practitioner as applicable make additional recoveries of funds exceeding those recovered by the Respondent whilst acting as office holder of the estates
- 18 Permission to Apply
- 19 This order be served by the First Applicant on the other parties
- 20 For the avoidance of doubt paragraphs 8-11 above do not apply to any documents subject to legal privilege of the Respondent or third parties unless or to the extent that

privilege is waived but the Respondent shall retain the same until further order of the court and inform the Applicants of such retention forthwith

Service of this order

The court is to send three sealed copies of this order to the solicitors for the First Applicant, Olswang LLP, reference LGB/MHD/32736 2, at 90 High Holborn, London WC1V 6XX

The order shall then be served by sending by post a sealed copy to each of the solicitors for the Second and Third Applicants, Gateley Plc, reference NPH/114943 005, at 1 Paternoster Square, London EC4M 7DX, and the solicitors for the Respondent, Reynolds Porter Chamberlain LLP, reference TZH/PZC/SHA190 1, at Tower Bridge House, St Katherine's Way, London E1W 1AA

APPENDIX A

(i) LIQUIDATIONS

Estates where final meetings held and the Respondent is no longer in office but where the relevant estate has not yet been dissolved

No	Case Name	Appt Date	Date Final Meeting Called	Date Final Meeting Advertised	Days between Appt and Calling final meeting	Final Meeting Date	Days between Appt and Final Meeting
1	TETRA BUSINESS DEVELOPMENT LIMITED	21/12/2015	09/03/2016		79	20/05/2016	151
2	WHITACRE TRADING LIMITED	18/12/2015	09/03/2016		82	20/05/2016	154
3	GLOBAL STAR PLC	18/12/2015		10/03/2016	83	18/05/2016	152
4	GO GREEN PARTNERS LTD	22/12/2015		15/03/2016	84	19/05/2016	149
5	DANESWOOD (ENGINEERING & MAINTENANCE) LIMITED	11/12/2015	07/03/2016		87	18/05/2016	159
6	FURNITURE WHOLESALE CENTRAL LIMITED	24/11/2015	07/03/2016		104	17/05/2016	175
7	ECLIPSE TRADING LIMITED	19/11/2015	07/03/2016		109	17/05/2016	180
8	PHOENIX PROPERTY INVESTORS LIMITED	14/09/2015	12/01/2016		120	22/04/2016	221
9	SWEET CHILLI (HEREFORD) LIMITED	01/10/2015	01/02/2016		123	12/02/2016	134
10	NE1 CATERING LIMITED	01/10/2015	17/02/2016		139	27/04/2016	209
11	TOTLAND SERVICES LIMITED	14/09/2015	15/02/2016		154	26/04/2016	225
12	IVL LIMITED	07/09/2015	11/02/2016		157	21/04/2016	227
13	TIN TIN LOUNGE LIMITED	25/09/2015	04/03/2016		161	13/05/2016	231
14	DSC LIMITED	25/08/2015	12/02/2016		171	22/04/2016	241
15	JWR LIMITED	13/08/2015	10/02/2016		181	20/04/2016	251
16	LNx DISTRIBUTION LIMITED	18/08/2015	08/03/2016		203	19/05/2016	275
17	WORLD FOODS (UK) LIMITED	06/07/2015	01/02/2016		210	11/04/2016	280
18	CHISHOLM INC LIMITED	30/07/2015	03/03/2016		217	13/05/2016	288
19	LA FAVORITA RESTAURANT LIMITED	23/04/2015	30/11/2015		221	09/02/2016	292

No.	Case Name	Appt Date	Date Final Meeting Called	Date Final Meeting Advertised	Days between Appt and Calling final meeting	Final Meeting Date	Days between Appt and Final Meeting
20	LA PIAZZA (NEWCASTLE) LIMITED	23/04/2015	30/11/2015		221	09/02/2016	292
21	PIZZA PIAZZA LIMITED	23/04/2015		08/12/2015	229	09/02/2016	292
22	WILAX LIMITED	01/06/2015	01/02/2016		245	11/04/2016	315
23	CAREROWS LIMITED	27/05/2015	02/02/2016		251	12/04/2016	321
24	LINKBRIT LIMITED	27/05/2015	29/02/2016		278	06/05/2016	345
25	LUSHUZ LIMITED	13/02/2015	22/12/2015		312	26/02/2016	378
26	NEW STREET NEWS LIMITED	08/01/2015	19/11/2015		315	28/02/2016	416
27	MED AND FIN LIMITED	20/01/2015	04/12/2015		318	11/02/2016	387
28	STAHL INTERIORS LIMITED	09/04/2015	25/02/2016		322	05/05/2016	392
29	CPS GROUP (SHROPSHIRE) LTD	03/10/2014	21/12/2015		444	26/02/2016	511
30	ELMDON TECHNICAL MANAGEMENT LIMITED	29/08/2014	03/03/2016		552	12/05/2016	622
31	SKY DRYER LIMITED	28/08/2014	03/03/2016		553	12/05/2016	623
32	PREMIER RISK MANAGEMENT LIMITED	21/07/2014	26/02/2016		585	27/04/2016	646
33	AYLESBURY TONERS LTD	25/02/2014	03/02/2016		708	12/04/2016	777
34	HI GATE DAIRY LIMITED	03/02/2014	01/02/2016		728	12/04/2016	799
35	MARKETING AND LEAD GENERATION LTD	09/12/2013	08/12/2015		729	16/02/2016	799
36	NEO STRATEGIES LTD	09/12/2013	08/12/2015		729	16/02/2016	799
37	ROSSO BUILDING LIMITED	08/01/2014	15/01/2016		737	03/03/2016	785
38	KARISHMA JEWELLERS (UK) LIMITED	24/12/2012	01/03/2016		1163	10/05/2016	1233
39	RAM LABEL LIMITED	18/05/2010	04/02/2016		2088	13/04/2016	2157
40	JIMMYS BAR LIMITED	22/12/2015		11/03/2016	80	24/05/2016	154
41	YHS INVESTMENTS LIMITED	30/12/2015	09/03/2016		70	24/05/2016	146
42	WILLERBY ENERGY ORGANISATION LIMITED	08/01/2016	10/03/2016		62	25/05/2016	138

(II) ADMINISTRATIONS

No	Case Name	Appt Date
43	Respondez Europe Limited	15/12/2015
44	Demaxx Holdings Limited	30/12/2015

APPENDIX B

Closed Cases (all liquidations)

No	Case Name	Appt Date	Date Final Meeting Called	Days between Appt and Calling final meeting	Final Meeting Date	Date between Appt and Final Meeting	Probable strike off Date (7 d + 3m)
1	CHINA CLEARANCE LIMITED	16/02/2015	17/09/2015	213	26/11/2015	283	29/02/2016
2	CURVES (WTON) LIMITED	26/02/2015	30/11/2015	277	08/02/2016	347	13/05/2016
3	NEWTORPE LIMITED	16/02/2015	27/11/2015	284	05/02/2016	354	10/05/2016
4	PARKWAY (BIRMINGHAM) LTD	02/07/2014	16/04/2015	288	03/07/2015	366	06/10/2015
5	WOW INTERNET LIMITED	08/07/2014	23/04/2015	289	07/07/2015	364	10/10/2015
6	METSONE LIMITED	26/01/2015	19/11/2015	297	29/01/2016	368	03/05/2016
7	G S LOGISTICAL SERVICES UK LIMITED	25/07/2014	21/05/2015	300	30/07/2015	370	02/11/2015
8	THE OLD OAK TREE HOUNSLOW LTD	19/01/2015	17/11/2015	302	25/01/2016	371	29/04/2016
9	GREEN DEAL ECO SOLUTIONS LTD	14/08/2014	15/06/2015	305	25/08/2015	376	28/11/2015
10	VENTEXA LIMITED	09/01/2015	12/11/2015	307	21/01/2016	377	25/04/2016
11	PASTA DI PIAZZA LA FAVORITA LIMITED	02/06/2014	14/04/2015	316	23/06/2015	386	26/09/2015
12	LEON SECURITY SERVICES LTD	09/01/2015	27/11/2015	322	04/02/2016	391	09/05/2016
13	RECRUITMENT 4U LTD	26/11/2014	19/10/2015	327	05/01/2016	405	09/04/2016
14	MIDLAND SPICERY LIMITED	08/01/2015	02/12/2015	328	08/02/2016	396	13/05/2016
15	THE SWAN HOUNSLOW LTD	06/01/2015	01/12/2015	329	08/02/2016	398	13/05/2016
16	SOGOR LIMITED	17/12/2014	13/11/2015	331	22/01/2016	401	26/04/2016
17	FASHION-DIRECT CC LTD	15/10/2014	15/09/2015	335	01/12/2015	412	05/03/2016
18	SUMMERFIELD DB STORES LIMITED	27/11/2014	28/10/2015	335	06/01/2016	405	10/04/2016
19	HIGHGATE DAVENPORTS LOGISTICS LIMITED	11/11/2014	16/10/2015	339	23/12/2015	407	27/03/2016

No.	Case Name	Appt Date	Date Final Meeting Called	Days between Appt and Calling final meeting	Final Meeting Date	Date between Appt and Final Meeting	Probable strike off Date (7 d + 3m)
20	EMERALD CUISINE CONCEPTS LIMITED	12/11/2014	19/10/2015	341	05/01/2016	419	09/04/2016
21	GRAYSTONE FLOOR CONTRACTORS LIMITED	05/11/2014	13/10/2015	341	21/12/2015	410	25/03/2016
22	AVA & CO LIMITED	05/06/2014	21/05/2015	349	31/07/2015	420	03/11/2015
23	ECLIPSE INVOICING UK LIMITED	02/12/2014	16/11/2015	349	22/01/2016	416	26/04/2016
24	TELEBEE LIMITED	10/10/2014	28/09/2015	353	08/12/2015	424	12/03/2016
25	VANGUARD UK PROPERTY SERVICES LIMITED	16/09/2014	09/09/2015	358	18/11/2015	428	21/02/2016
26	LAVENDER HOMES (CHILTERN) LIMITED	18/09/2014	14/09/2015	361	23/11/2015	431	26/02/2016
27	CANARY BUILDING AND PROPERTY MAINTENANCE LIMITED	29/08/2014	26/08/2015	362	05/11/2015	433	08/02/2016
28	AGILE BUILDING SERVICES LIMITED	14/08/2014	12/08/2015	363	21/10/2015	433	24/01/2016
29	RBBH LIMITED	24/09/2014	23/09/2015	364	01/12/2015	433	05/03/2016
30	TRANSPORT & PLANT SERVICES LIMITED	25/03/2014	20/04/2015	391	30/06/2015	462	03/10/2015
31	LANDVAN LIMITED	29/08/2014	25/09/2015	392	07/12/2015	465	11/03/2016
32	MONDHAER LTD	29/08/2014	28/09/2015	395	08/12/2015	466	12/03/2016
33	RELAX MASTER LIMITED	29/08/2014	28/09/2015	395	08/12/2015	466	12/03/2016
34	RAW APPAREL LTD	29/08/2014	30/09/2015	397	09/12/2015	467	13/03/2016
35	RAJ TANDOORI LIMITED	11/03/2014	15/04/2015	400	26/06/2015	472	29/09/2015
36	PARA BRASSERIE LTD	30/09/2014	05/11/2015	401	14/01/2016	471	18/04/2016
37	EUROCONCEPT RECRUITMENT LIMITED	13/05/2014	02/07/2015	415	10/09/2015	485	14/12/2015
38	DIETFOODS UK COM LIMITED	05/03/2014	29/04/2015	420	08/07/2015	490	11/10/2015
39	CITY GLAZING WINDOWS LIMITED	24/03/2014	22/05/2015	424	30/07/2015	493	02/11/2015
40	ENTOURAGE LEISURE LIMITED	20/06/2014	18/08/2015	424	27/10/2015	494	30/01/2016
41	PROMPT SUPPLIERS LTD	14/08/2014	12/10/2015	424	21/12/2015	494	25/03/2016

No	Case Name	Appt Date	Date Final Meeting Called	Days between Appt and Calling final meeting	Final Meeting Date	Date between Appt and Final Meeting	Probable strike off Date (7 d + 13m)
42	SHAN CORPORATION LIMITED	14/08/2014	12/10/2015	424	21/12/2015	494	25/03/2016
43	BROADWAY WINE LODGE LIMITED	13/08/2014	12/10/2015	425	21/12/2015	495	25/03/2016
44	GO PAY LIMITED	28/05/2014	30/07/2015	428	07/10/2015	497	10/01/2016
45	SOLID GOLD SERVICES LIMITED	08/07/2014	09/09/2015	428	18/11/2015	498	21/02/2016
46	DMC (RHIWBINA) LIMITED	02/07/2014	04/09/2015	429	13/11/2015	499	16/02/2016
47	B CLOTHING 1 LTD	20/01/2014	14/09/2015	602	23/11/2015	672	26/02/2016
48	SMART 2 RECRUIT LIMITED	24/05/2013	20/04/2015	696	30/06/2015	767	03/10/2015
49	PARAMOUNT TRADING COMPANY (UK) LTD	06/11/2013	02/11/2015	726	12/01/2016	797	16/04/2016
50	ALL DEBT SOLUTIONS LIMITED	15/07/2013	14/07/2015	729	22/09/2015	799	26/12/2015
51	MANTEL ESTATES LIMITED	08/08/2013	14/10/2015	797	23/12/2015	867	27/03/2016
52	SYSTEM BUILDING SERVICES GROUP LIMITED	03/07/2013	08/09/2015	797	17/11/2015	867	20/02/2016
53	MIDLAND POULTRY PRODUCTS LTD	08/02/2013	23/04/2015	804	02/07/2015	874	05/10/2015
54	SUB ONE LTD	14/07/2011	15/07/2015	1462	22/09/2015	1531	26/12/2015
55	COSMIC FIREWORKS U K LIMITED	17/06/2011	22/07/2015	1496	30/09/2015	1566	03/01/2016
56	ONLYAMAN LIMITED	30/03/2011	02/09/2015	1617	11/11/2015	1687	14/02/2016
57	CHADWICK CONTRACTS LIMITED	13/06/2008	16/04/2015	2498	27/05/2015	2539	30/08/2015

APPENDIX C

- 1 Any property, books, papers or records to which any of the Companies listed in Appendix A (inclusive) of this Order (the "Insolvent Estates") appear to be entitled including but not limited to all paper records of the Insolvent Estates within the Respondent's possession or control and all records held in electronic format,
- 2 All books, papers and other records in the custody, power or control of the Respondent that relate to the Respondent's administration of the Insolvent Estates including all paper records and all records held in electronic format to include but not be limited to time records and all emails sent and received by the Respondent in relation to the administration of the Insolvent Estates, and
- 3 All bank documents including pass books, cheque books, paying in books, bank statements and all other monies and assets belonging to the Insolvent Estates

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BEFORE REGISTRAR JONES

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BETWEEN:

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(2) ADAM HENRY STEPHENS
(3) FINBARR THOMAS
O'CONNELL

Applicants

- and -

GAGEN DULARI SHARMA
Respondent

ORDER

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