

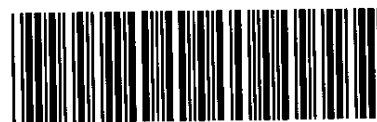
# LIQ03

## Notice of progress report in voluntary winding up



Companies House

FRIDAY



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18/05/2018

#112

COMPANIES HOUSE

### 1 Company details

Company number 0 5 9 5 1 6 4 6

Company name in full DietFoods.UK.Com. Limited

#### → Filling in this form

Please complete in typescript or in  
bold black capitals.

### 2 Liquidator's name

Full forename(s) Stephen

Surname Hunt

### 3 Liquidator's address

Building name/number Tavistock House South

Street Tavistock Square

Post town London

County/Region

Postcode W C 1 H 9 L G

Country

### 4 Liquidator's name ①

Full forename(s)

Surname

#### ① Other liquidator

Use this section to tell us about  
another liquidator.

### 5 Liquidator's address ②

Building name/number

Street

Post town

County/Region

Postcode



Country

#### ② Other liquidator

Use this section to tell us about  
another liquidator.

# LIQ03

## Notice of progress report in voluntary winding up

<b>6</b>	<b>Period of progress report</b>											
From date	<sup>d</sup> 0	<sup>d</sup> 5	<sup>m</sup> 0	<sup>m</sup> 3	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 7				
To date	<sup>d</sup> 0	<sup>d</sup> 4	<sup>m</sup> 0	<sup>m</sup> 3	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 8				
<b>7</b>	<b>Progress report</b>											
<input checked="" type="checkbox"/> The progress report is attached												
<b>8</b>	<b>Sign and date</b>											
Liquidator's signature	Signature 											
Signature date	<sup>d</sup> 1	<sup>d</sup> 5	<sup>m</sup> 0	<sup>m</sup> 5	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 8				

LIQ03

Notice of progress report in voluntary winding up



**Presenter information**

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form. The contact information you give will be visible to searchers of the public record.

Contact name **Kaysia Heedram**

Company name **Griffins**

Address **Tavistock House South**

**Tavistock Square**

Post town **London**

County/Region

Postcode **W C 1 H 9 L G**

Country

DX

Telephone **020 7554 9600**



**Checklist**

**We may return forms completed incorrectly or with information missing.**

**Please make sure you have remembered the following:**

- ☐ The company name and number match the information held on the public Register.
- ☐ You have attached the required documents.
- ☐ You have signed the form.



**Important information**

**All information on this form will appear on the public record.**



**Where to send**

**You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:**

The Registrar of Companies, Companies House,  
Crown Way, Cardiff, Wales, CF14 3UZ.  
DX 33050 Cardiff.



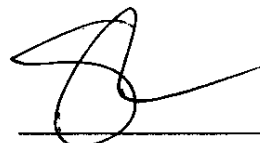
**Further information**

For further information please see the guidance notes on the website at [www.gov.uk/companieshouse](http://www.gov.uk/companieshouse) or email [enquiries@companieshouse.gov.uk](mailto:enquiries@companieshouse.gov.uk)

**This form is available in an alternative format. Please visit the forms page on the website at [www.gov.uk/companieshouse](http://www.gov.uk/companieshouse)**

**DietFoods.UK.Com. Limited**  
**(In Liquidation)**  
**Liquidator's Summary of Receipts & Payments**

Statement of Affairs £	From 05/03/2017 To 04/03/2018 £	From 05/03/2014 To 04/03/2018 £
ASSET REALISATIONS		
Bank Interest Gross	NIL	1.47
Third Party Funds	NIL	3,500.00
	NIL	3,501.47
COST OF REALISATIONS		
Specific Bond	NIL	72.00
Preparation of S. of A.	NIL	3,107.47
Statutory Advertising	22.35	344.35
	(22.35)	(3,523.82)
UNSECURED CREDITORS		
(1,618.45) Trade & Expense Creditors	NIL	NIL
(141,000.00) Directors	NIL	NIL
(4,548.82) Inland Revenue	NIL	NIL
	NIL	NIL
DISTRIBUTIONS		
(100.00) Ordinary Shareholders	NIL	NIL
	NIL	NIL
<b>(147,267.27)</b>	<b>(22.35)</b>	<b>(22.35)</b>
REPRESENTED BY		
Vat Receivable		4.47
Client Account No2		(26.82)
		<b>(22.35)</b>



Stephen Hunt  
Liquidator

**DietFoods.UK.Com. Limited**  
**In Creditors' Voluntary Liquidation**

**Liquidator's Annual Progress Report to Members and Creditors**  
**for the year ending 4 March 2018**



## **Contents**

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3. Realisation of Assets
4. Investigations
5. Statutory and Professional Compliance
6. Creditors' Communication, Claims and Distributions
7. Liquidator's Remuneration
8. Liquidator's Expenses and Disbursements
9. Quality of Service and Code of Ethics
10. Creditors' Rights
11. Next Report

## **Appendices**

- A. Statutory Information
- B. Receipts and payments account for the period 5 March 2017 to 4 March 2018 together with a cumulative account for the entire period of the liquidation
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- D. Statutory and Creditor Compliance Tasks
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## **1 Introduction**

On, 5 March 2014, Gagen Sharma ("Mrs Sharma") of Sharma & Co. was appointed Liquidator of DietFoods.UK.Com. Limited ("the company"), a restaurant, at a meeting of creditors.

Mrs Sharma convened a final meeting of creditors on 8 July 2015 whereby the liquidation of the company concluded and she was released from office. The company was subsequently dissolved on 22 October 2015.

Further to this an Order from Central London County Court dated 5 April 2017 was obtained restoring the company to the register and subsequently I was appointed as Liquidator by a High Court Order dated 25 April 2017.

In accordance with Rules 18.3 and 18.7 of the Insolvency (England & Wales) Rules 2016, I now provide creditors with an annual progress report. Although I was only appointed on 25 April 2017, I am required under the Rules to report for the entire period.

Additional information in respect of the company and office holder is attached at Appendix A.

## **2 Receipts and Payments Accounts**

An account of my receipts and payments for the period 5 March 2017 to 4 March 2018 is at Appendix B, together with a comparison with the amounts recorded in the Statement of Affairs.

My specific bond and Land Registry searches have been paid by Griffins and are not shown in the receipts and payments account at Appendix B.

The receipts and payments accounts contain information from prior to my appointment and as such I am unable to verify these figures.

## **3 Realisation of Assets**

There have been no asset realisations during the period of my appointment.

## **4 Investigations**

### **4.1 Background**

I was appointed Liquidator in respect of a number of companies by Order of the High Court dated 17 June 2016, in respect of which Mrs Sharma was either the current office holder, or had called a final meeting of creditors prior to the company being dissolved.



I identified a number of companies which had recently been dissolved, including the company and in respect of which further investigation is necessary both in relation to the affairs of the company and the conduct of Mrs Sharma.

I have, following investigations in respect of other estates, submitted claims against the insolvency bonds of Mrs Sharma. In this case, my enquiries are at an early stage and I will report further to creditors in my next report.

## **4.2 Initial Investigations**

As Liquidator, I am required to undertake investigations into the company's affairs based on the information available to me, to assess whether there is a case for further, more detailed, investigation into any aspect of the company's financial affairs.

This exercise is conducted taking into account the level of assets available to fund any identified further investigations or actions, and the materiality of any matters that have arisen.

Upon my appointment, I have, or will, undertake initial investigations in respect of the company to identify potential realisations for the benefit of the estate and to establish what if any further investigations may be required. These include, but are not limited to:

- identifying company banking information and documents and undertaking initial enquiries with the company's bankers;
- communication with the company's accountant to ascertain what relevant information is in their possession;
- communication with the company's solicitors in respect of any recent or ongoing legal issues and obtaining the relevant documents;
- communication with the director to obtain, where necessary, company books and records, financial records and to complete and return standard questionnaires to assist with investigating the financial and trading history of the company;
- establishing agents and/or third parties who may have information and records relating to the trading and financial history of the company;
- identifying current and disposed of company assets and property.

### Company Assets

I undertook an investigation regarding the disposal of assets recorded in the last filed accounts. I made enquiries with the company's accountants and reviewed the company's bank statements and I am satisfied that there are no further investigations necessary and there is no prospect of any recoveries for the estate.





## **5 Statutory and Professional Compliance**

I am required to meet a considerable number of statutory and regulatory obligations. This work does not provide a direct financial benefit to creditors but is a necessary requirement of the liquidation process.

Whilst these tasks do not have a direct benefit in enhancing realisations for the insolvent estate, they assist in the efficient and compliant progression of the liquidation. This ensures that my staff and I carry out our work to high professional standards.

In order that creditors can have an informed understanding of these matters, they are listed at Appendix D.

## **6 Creditors' Communication, Claims and Distributions**

I am required, as Liquidator, to undertake certain tasks in relation to creditors' claims. This work does not provide a direct financial benefit to the liquidation estate but is essential to the administration of the case.

In order that creditors can have an informed understanding of these matters, they are also listed at Appendix D.

The current position as regards creditors' claims is detailed below.

### Secured Creditors

An examination of the company's mortgage register held by the Registrar of Companies shows that the company has no outstanding charges over its assets.

### Preferential Creditors

No preferential claims have been received in the liquidation and none are expected.

### Unsecured Creditors

The Statement of Affairs showed five unsecured creditors with a total value of £147,167.27.

I have received seven claims totalling £178,958.63 but I have not adjudicated on any of these claims yet. I am aware of one creditor who has not yet submitted their claim. Their total estimated debt is a further £162.48.

Dividend prospects are presently uncertain.



## **7 Liquidator's Remuneration**

The time my staff and I have recorded prior to my appointment for the period 17 June 2016 to 25 April 2017 totals £1,288.33.

The time my staff and I have recorded as incurred for the period 25 April 2017 to 4 March 2018 totals £15,099.63.

The time incurred is recorded in my time analysis report, attached at Appendix C, under the following classifications:

- Administration & Planning
- Creditors
- Investigations

The report also provides details of the activity costs incurred by staff grade to date, together with details of charge out rates.

It is Griffins' policy to use the most junior grade of staff compatible with the efficient conduct of a matter, in order to ensure that costs to creditors are kept to a minimum. Where investigation work has been undertaken, this will normally be carried out by a senior member of staff and partner. Such investigations are conducted with regard to the level of assets available to fund any further investigations or actions, and the materiality of any matters that have been identified.

I intend to rely on the resolution approved by creditors at the Section 98 meeting held on 5 March 2014 where it was approved that the Liquidator's remuneration shall be fixed according to time cost incurred. It was also approved by creditors that the Liquidator was authorised to draw as an expense of the Liquidation, the sum of £5,000 plus disbursements and VAT, in respect of the preparation of the Statement of Affairs and the convening of the meeting. The sum of £3,107.47 was paid to Mrs Sharma in respect of her fees for the preparation of the Statement of Affairs and convening the meeting.

With regards to the pre-appointment time incurred, I will seek approval from creditors in due course should there be sufficient realisation.

To date, I have not drawn any fees for acting as Liquidator.

Further information regarding remuneration can be found in "A Creditors' Guide to Liquidators' Fees", which is available for download at <http://www.griffins.net/technical/>, together with Griffins policy on chargeout rates and disbursements provided in accordance with the Statement of Insolvency Practice 9. A hard copy can be provided upon request.

In addition, creditors can find more information on the insolvency process at <http://www.creditorinsolvencyguide.co.uk/>.



## 8 Liquidator's Expenses and Disbursements

'Expenses' are amounts properly payable by the office holder from the estate. These may include, but are not limited to, legal and agents' fees.

'Disbursements' are expenses met by the office holder and reimbursed to the office holder in connection with an insolvency appointment and will fall into two categories, category 1 and category 2.

In accordance with our current policy, no category 2 disbursements have been drawn since my appointment.

The table below details the expenses and category 1 disbursements incurred in the period and these total £22.35.

Payee Name	Nature of Expense Incurred	Amount Incurred this period £	Amount paid during this period £	Amount Outstanding £
Courts Advertising	Statutory Advertising	22.35	22.35	0.00
	<b>TOTAL</b>	<b>22.35</b>	<b>22.35</b>	<b>0.00</b>

## 9 Quality of Service and Code of Ethics

My staff and I endeavour to provide the best possible standards at all times.

I am bound by the Insolvency Code of Ethics when carrying out all professional work relating to insolvency appointments and details of this can be found at <http://www.icaew.com/en/members/regulations-standards-and-guidance/ethics/code-of-ethics-d>.

If you would like to make any comments, suggestions, raise a query or make a complaint about the service you have received, please contact my team manager, Ian Tilbury in the first instance at [ian.tilbury@griffins.net](mailto:ian.tilbury@griffins.net) who will provide a response within 21 working days.

## 10 Creditors' Rights

Creditors are advised that Rule 18.9 IR 2016 provides the right to make a request to the Liquidator for further information about remuneration or expenses which have been itemised in this report.

Further, Rule 18.34 IR 2016, provides creditors with a right to challenge the Liquidator's remuneration and expenses.

Copies of these Rules are attached at Appendix E, for your information.



## 11 Next Report

I will report again following the next anniversary of the liquidation, or sooner if the administration of the liquidation is complete.



**Stephen Hunt**  
Liquidator

Date: 26 April 2018



**DietFoods.UK.Com. Limited  
In Creditors' Voluntary Liquidation**

Statutory information



**Company information**

Company name:	DietFoods.UK.Com. Limited
Trading name:	As above
Company registration number:	05951646
Nature of business:	Restaurant
Registered office:	Griffins, Tavistock House South, Tavistock Square, London, WC1H 9LG
Previous registered office:	257 Hagley Road, Birmingham, West Midlands, B16 9NA
Trading address:	8 Stourbridge Road, Lye, DY9 7DL

**Liquidator's details**

Name:	Stephen Hunt
IP number:	9183
Name of firm:	Griffins
Firm's address:	Tavistock House South, Tavistock Square, London WC1H 9LG
Date of successor appointment:	25 April 2017

**Former Liquidator's details**

Name:	Gagen Sharma
IP number:	9145
Name of firm:	Sharma & Co.
Firm's address:	257 Hagley Road, Birmingham, West Midlands, B16 9NA
Date of Appointment:	5 March 2014
Date ceased to act:	8 July 2015

**DietFoods.UK.Com. Limited**  
**In Creditors' Voluntary Liquidation**

Receipts and payments account for the period 5 March 2017 to 4 March 2018 together  
with a cumulative account for the entire period of the liquidation



**DietFoods.UK.Com. Limited**  
**(In Liquidation)**  
**Liquidator's Summary of Receipts & Payments**

Statement of Affairs £	From 05/03/2017 To 04/03/2018 £	From 05/03/2014 To 04/03/2018 £
ASSET REALISATIONS		
Bank Interest Gross	NIL	1.47
Third Party Funds	NIL	3,500.00
	NIL	3,501.47
COST OF REALISATIONS		
Specific Bond	NIL	72.00
Preparation of S. of A.	NIL	3,107.47
Statutory Advertising	22.35	344.35
	(22.35)	(3,523.82)
UNSECURED CREDITORS		
(1,618.45) Trade & Expense Creditors	NIL	NIL
(141,000.00) Directors	NIL	NIL
(4,548.82) Inland Revenue	NIL	NIL
	NIL	NIL
DISTRIBUTIONS		
(100.00) Ordinary Shareholders	NIL	NIL
	NIL	NIL
<b>(147,267.27)</b>	<b>(22.35)</b>	<b>(22.35)</b>
REPRESENTED BY		
Vat Receivable		4.47
Client Account No2		(26.82)
		<b>(22.35)</b>

  
 Stephen Hunt  
 Liquidator



**DietFoods.UK.Com. Limited  
In Creditors' Voluntary Liquidation**

Griffins' time analysis for the period 25 April 2017 to 4 March 2018 together with pre-  
appointment period 17 June 2016 to 25 April 2017



# Time Entry - Detailed SIP9 Time & Cost Summary

DIETF01 - DietFoods.UK.Com. Limited  
From: 25/04/2017 To: 04/03/2018  
Project Code: POST

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Administrators	Total Hours	Time Cost (£)	Average Hourly Rate (£)
STATUTORY : Statutory Duties	0.17	0.50	5.33	0.08	2.00	7.92	2,557.07	323.00
<b>Administration &amp; Planning</b>	<b>0.17</b>	<b>0.50</b>	<b>5.33</b>	<b>0.08</b>	<b>2.00</b>	<b>7.92</b>	<b>2,557.07</b>	<b>323.00</b>
CREDITOR : Creditor Related Work	0.00	0.08	0.17	0.00	0.00	0.25	87.08	348.32
<b>Creditors</b>	<b>0.00</b>	<b>0.08</b>	<b>0.17</b>	<b>0.00</b>	<b>0.00</b>	<b>0.25</b>	<b>87.08</b>	<b>348.32</b>
INV-FURTH : Further Investigations	0.00	0.00	18.33	0.00	0.00	18.33	6,219.25	339.23
INV-INIT : Initial Investigations	0.08	0.67	16.50	0.00	1.33	18.58	6,236.23	335.58
<b>Investigations</b>	<b>0.08</b>	<b>0.67</b>	<b>34.83</b>	<b>0.00</b>	<b>1.33</b>	<b>36.92</b>	<b>12,455.48</b>	<b>337.39</b>
<b>Total Hours</b>	<b>0.25</b>	<b>1.25</b>	<b>40.33</b>	<b>0.08</b>	<b>3.33</b>	<b>45.08</b>	<b>15,099.63</b>	<b>334.93</b>
<b>Total Fees Claimed</b>							<b>0.00</b>	

Time Entry - Detailed SIP9 Time & Cost Summary

DIET01 - DietFoods.UK.Com. Limited  
From: 17/06/2016 To: 25/04/2017  
Project Code: PRE

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Administrators	Total Hours	Time Cost (£)	Average Hourly Rate (£)
STATUTORY : Statutory Duties	0.00	0.00	3.00	0.00	0.00	3.00	1,005.00	335.00
Administration & Planning	0.00	0.00	3.00	0.00	0.00	3.00	1,005.00	335.00
PARACOST : Parallel Costs	0.00	0.00	0.83	0.00	0.00	0.83	283.33	340.00
Investigations	0.00	0.00	0.83	0.00	0.00	0.83	283.33	340.00
Total Hours	0.00	0.00	3.83	0.00	0.00	3.83	1,288.33	336.09
Total Fees Claimed							0.00	

**DietFoods.UK.Com. Limited  
In Creditors' Voluntary Liquidation**

Statutory and Creditor Compliance Tasks

### **Post-Appointment Statutory and Professional Compliance**

I am required, as Liquidator, to undertake the following tasks:

- On appointment, set the case up on our insolvency database and maintain and separately record all financial records on the case, including the recording of creditors and employees;
- Notify creditors of my appointment; and advertise the appointment in the Gazette
- Obtain a Specific Penalty bond for a sum equal to the company's assets subject to the statutory provisions. This bond covers any losses to the estate for any possible fraud or dishonesty of the Liquidator whether acting alone or in collusion with one or more persons and/or the fraud and dishonesty of any person committed with the connivance of the Liquidator;
- Convene and hold a meeting of creditors to provide creditors with the opportunity to establish a Liquidation Committee;
- Undertake a one month case review to ensure that all initial statutory matters have been completed, asset realisation and initial investigations commenced;
- Obtain the company's books and records;
- Establish whether the company has an occupational pension scheme and, if so, comply with Section 120 Pensions Act 2004 and submit a S120 Notice to the Pension Protection Fund, The Pension Regulator and to the Trustees of the Pension Fund if applicable.

- **Annual Statutory and Professional Compliance**

In addition to the tasks identified above, each year I am required to undertake the following statutory tasks:

- Prepare and issue an Annual Report to creditors;
- Undertake bi-annual case reviews to ensure that the case is being progressed efficiently and in a timely manner; statutory duties have been undertaken; consider any ethical, money laundering and Bribery Act 2010 issues pertaining to the case and ensure that any identified matters are addressed;
- Submit VAT returns to HM Revenue and Customs, to ensure that any VAT refunds or payments are received or paid;
- Submit annual Tax returns to HM Revenue and Customs;
- Maintain the case cash book, by undertaking quarterly reconciliations.

### **Closing Statutory and Professional Compliance**

After concluding all case related matters, I am required to:

- Prepare and submit a letter to HM Revenue and Customs requesting clearance to close the case;
- Reconcile the cash book ready for closure;
- Prepare and issue the Final Account to creditors;
- If the creditors have so resolved, obtain my release from the Secretary of State;
- Retain and store the liquidation records for a minimum of 6 years after the vacation of office.

- **Tasks in relation to creditors' claims**

- Ensure that all creditors' claims are listed with the correct addresses and references and that the amount claimed correlates to the Statement of Affairs;
- Enter proof of debt forms/claims as and when they are received;
- Before paying a dividend, review the level of funds available and ensure that all costs and expenses have been paid in accordance with the rules of priority;
- Assignment of the right to dividend, where notice is given to the office holder by a person entitled to a dividend that he wishes the dividend to be paid to another person;
- Deal with enquires from creditors;
- Adjudicate on claims;
- Declare and pay a dividend, if sufficient funds are available.

**DietFoods.UK.Com. Limited  
In Creditors' Voluntary Liquidation**

Creditors' rights - Rules 18.9 and 18.34 of the Insolvency (England & Wales) Rules 2016



## **Insolvency (England & Wales) Rules 2016**

### **Rule 18.9**

#### **Creditors' and members' requests for further information in administration, winding up and bankruptcy**

(1) The following may make a written request to the office-holder for further information about remuneration or expenses (other than pre-administration costs in an administration) set out in a progress report under rule 18.4(1)(b), (c) or (d) or a final report under rule 18.14—

- (a) a secured creditor;
- (b) an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question);
- (c) members of the company in a members' voluntary winding up with at least 5% of the total voting rights of all the members having the right to vote at general meetings of the company;
- (d) any unsecured creditor with the permission of the court; or
- (e) any member of the company in a members' voluntary winding up with the permission of the court.

(2) A request, or an application to the court for permission, by such a person or persons must be made or filed with the court (as applicable) within 21 days of receipt of the report by the person, or by the last of them in the case of an application by more than one member or creditor.

(3) The office-holder must, within 14 days of receipt of such a request respond to the person or persons who requested the information by—

- (a) providing all of the information requested;
- (b) providing some of the information requested; or
- (c) declining to provide the information requested.

(4) The office-holder may respond by providing only some of the information requested or decline to provide the information if—

- (a) the time or cost of preparation of the information would be excessive; or
- (b) disclosure of the information would be prejudicial to the conduct of the proceedings;
- (c) disclosure of the information might reasonably be expected to lead to violence against any person; or
- (d) the office-holder is subject to an obligation of confidentiality in relation to the information.

(5) An office-holder who does not provide all the information or declines to provide the information must inform the person or persons who requested the information of the reasons for so doing.



(6) A creditor, and a member of the company in a members' voluntary winding up, who need not be the same as the creditor or members who requested the information, may apply to the court within 21 days of—

(a) the office-holder giving reasons for not providing all of the information requested; or

(b) the expiry of the 14 days within which an office-holder must respond to a request.

(7) The court may make such order as it thinks just on an application under paragraph (6).

#### **Rule 18.34**

#### **Remuneration and expenses: application to court by a creditor or member on grounds that remuneration or expenses are excessive**

(1) This rule applies to an application in an administration, a winding-up or a bankruptcy made by a person mentioned in paragraph (2) on the grounds that—

(a) the remuneration charged by the office-holder is in all the circumstances excessive;

(b) the basis fixed for the office-holder's remuneration under rules 18.16, 18.18, 18.19, 18.20 and 18.21 (as applicable) is inappropriate; or

(c) the expenses incurred by the office-holder are in all the circumstances excessive.

(2) The following may make such an application for one or more of the orders set out in rule 18.36 or 18.37 as applicable—

(a) a secured creditor,

(b) an unsecured creditor with either—

(i) the concurrence of at least 10% in value of the unsecured creditors (including that creditor), or

(ii) the permission of the court, or

(c) in a members' voluntary winding up—

(i) members of the company with at least 10% of the total voting rights of all the members having the right to vote at general meetings of the company, or

(ii) a member of the company with the permission of the court.

(3) The application by a creditor or member must be made no later than eight weeks after receipt by the applicant of the progress report under rule 18.3, or final report or account under rule 18.14 which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report").