

06579331

IN THE HIGH COURT OF JUSTICE

CLAIM No. D30MA842

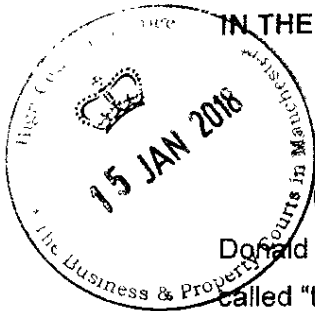
BUSINESS AND PROPERTY LIST IN MANCHESTER

MANCHESTER DISTRICT REGISTRY

IN THE MATTER of KIRKHOLLOW LTD

-and-

IN THE MATTER of THE COMPANIES ACT 2006



UPON THE APPLICATION by a Claim Form dated the 16 August 2017 of Clifford Donald Wing the Claimant and a director of the above named Kirkhollow Ltd (hereinafter called "the Company")

AND UPON READING the evidence

AND IT APPEARING that there is no opposition on behalf of Her Majesty to the relief sought by this Claim as appears from the evidence of service of John Colvin and the exhibit thereto

AND the Claimant by his Solicitors undertaking that:

(A) the Company will not carry on business or operate in any way other than to take the necessary steps to:

- (i) pursue six claims against National Westminster Bank, BDO LLP (former Administrators of the Company and its officers Tony Nygate and Shay Bannon), GVA Gimley LLP and Bondcare Willington Limited (the valuers of the property disposed of by the former Administrators) seeking damages for alleged losses suffered by the Company as a consequence of the sale of the property by its Administrators appointed by National Westminster Bank referred to in paragraph 6 of the Witness Statement of Clifford Donald Wing dated the 16 August 2017

TUESDAY



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COMPANIES HOUSE

- (ii) receive the proceeds of any awards of the Court arising out of the claims referred to in undertaking (A)(i) above
- (iii) settle any outstanding debts to its existing creditors. If any and
- (iv) distribute the balance of any awards of the Court resulting from the claims referred to in undertaking (A)(i) above

(the actions) according to law

- (B) he will inform the Registrar of Companies of the titles and Court reference numbers of the proposed litigation referred to in undertaking(A)(i) above within 14 days of their respective issue
- (C) he will inform the Registrar of Companies immediately on the conclusion of the proposed litigation referred to in undertaking (A)(i) above or of any appeals therefrom or on the conclusion of the Company's claims against six proposed Defendants by any other means
- (D) he will notify the Registrar of Companies immediately on the conclusion of the actions
- (E) the director of the Company will immediately on the expiry of 3 months from the conclusion of the proposed litigation and other actions apply to the Registrar of Companies for the voluntary strike off of the Company under Section 1003 of the Companies Act 2006 and comply with all the relevant requirements for such an application

AND UPON the solicitors for the Claimant and for the Registrar of Companies (the Defendant) both consenting to this Order

IT IS ORDERED THAT:

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- (1) the name of the above named Kirkhollow Ltd be restored to the Register of Companies
- (2) if at the date of registration of this Order with the Registrar of Companies the name of the Company is not available the Registrar of Companies shall pursuant to Section 1033(2)(a)(ii) and (b) of the Companies Act 2006 change the name of the Company to 6579331 Ltd
- (3) an Office Copy of the Order be delivered to the Registrar of Companies and pursuant to the above mentioned Act the Company is thereupon to be deemed to have continued in existence as if its name had not been struck off
- (4) the Registrar of Companies do advertise notice of this Order in his official name in the "London Gazette"

DATED the 7 day of NOVEMBER 2017

We consent to an Order being made in the terms of the above draft restoring the name of Kirkhollow Ltd to the Register of Companies

Kennedys  
Messrs Kennedys Law LLP  
of Churchgate House  
56 Oxford Street  
Manchester M1 6EU

Solicitors for the Claimant  
Clifford Donald Wing

Treasury Solicitor  
Treasury Solicitor  
of 1 Kemble Street  
London WC2B 4TS

Solicitor for the Defendant  
The Registrar of Companies  
Z1723329/MWD/A5  
020-7210-3379

RESTORED TO THE REGISTER

ON: 16/01/18