695392

IN THE HIGH COURT OF JUSTICE

CLAIM No. 1262 of 2014

CHANCERY DIVISION

COMPANIES COURT

IN THE MATTER

of

ALPHA CONSTRUCTION & DEVELOPMENT

-and-

IN THE MATTER

of

THE COMPANIES ACT 2006

UPON THE APPLICATION by a Claim Form dated the 18TH February 2014 of Gavin Kilburn Young, the Claimant and a creditor of the above named Alpha Construction & Development Limited (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 waiver letter from the Treasury Solicitor dated the 19th April 2014

AND on leave being given to amend the Claim Form to show the correct name of the Company as Alpha Construction & Development Limited and re service being dispensed with

AND the Claimant by his solicitors undertaking to

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inform the Registrar of Companies of the title and Court reference (A) number of the (proposed) litigation referred to in paragraph 10 of the Witness Statement of Emily MacPherson dated the 4th February 2014 immediately after issue

- (B) Inform the Registrar of Companies immediately on the conclusion of the said proposed litigation or any appeal therefrom or the conclusion of the claim by any other means
- (C) unless the said proposed litigation is completed in the interim, at 6 monthly intervals from the date of the order serve on the Registrar of Companies a full and sufficient Witness Statement setting out what steps have been taken to progress the said proposed litigation

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

IT IS ORDERED THAT

- (1) the name of the above named Alpha Construction & Development

 Limited be restored to the Register of Companies
- (2) the Company do continue in Creditors' Voluntary Liquidation
- (3) 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 06953925 Limited

(4) 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

(5) the Registrar of Companies do advertise notice of this Order in his official name in the "London Gazette"

(6) in the event that the Claimant fails to comply with undertaking (C) above the Registrar of Companies be at liberty to commence strike off action in respect of the Company without further notice to the Claimant

(7) the hearing fixed for the 13th June 2014 be vacated

DATED the 3 day of July 2014

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We consent to an Order being made in the terms of the above draft restoring the name of Alpha Construction & Development Limited to the Register of Companies

MessrsRussellworth Solicitors of Ashleigh Way

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Langage Park Office Campus

Plympton Plymouth

PL7 5JX

Solicitors for the Claimant Gavin Kilburn Young

Treasury Solicitor of One Kemble Street

London WC2B 4TS

Solicitor for the Defendant The Registrar of Companies Z1406886/UZM/A5 020-7210-4555

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