NATIONAL COMPANY LAW APPELLATE TRIBUNAL
PRINCIPAL BENCH, NEW DELHI

Company Appeal (AT) No. 82 of 2026

IN THE MATTER OF:

Rishikesh Kishorbhai Patel & Ors. ...Appellants

Versus

Harshit Anilbhai Patel & Ors. ...Respondents

Present:

For Appellant : Mr. Rushabh N. Kapadia, Mr. Harsh Saxena, Advocates.

For Respondents : Mr. Kiran Shah, CA with Mr. Dhruvit Shah, Advocate with Mr. Harshit Patel in person for R-1.

Mr. Vikrant Mahesh Goyal, Mr. Kamal Kant Jha, Ms. Aakriti, Advocates for R-2.

With

Company Appeal (AT) No. 178 of 2026

IN THE MATTER OF:

Rishikesh Kishorbhai Patel & Ors. ...Appellants

Versus

Harshit Anilbhai Patel & Ors. ...Respondents

Present:

For Appellant : Mr. Amar Dave, Sr. Advocate with Mr. Rushabh N. Kapadia, Mr. Harsh Saxena, Advocates.

For Respondents : Mr. Kiran Shah, CA with Mr. Dhruvit Shah, Advocate with Mr. Harshit Patel in person.

O R D E R
(Hybrid Mode)

07.07.2026: **Company Appeal (AT) No. 82 of 2026:** In view of the passing of the final order in Company Petition No. *57 of 2018*, this appeal has

Cont'd../

become infructuous and is accordingly disposed of. Pending applications are also disposed of.

Company Appeal (AT) No. 178 of 2026:

Though at the initial stage, learned senior counsel for the Appellant argued that statutory audit for 2024-25 be got done but during course of the hearing learned counsel for the Respondent No.1 submits they are inclined to accept the offer as given by the Appellant in the Affidavit dated 26.02.2026, which records as under:

> *"I say that the Affidavit was filed on 8th August 2025 which is on record. Belatedly, on 4th February 2026, the Petitioner filed a counter-affidavit offering to pay 10% above the per-share valuation (calculated at Rs.71.69 per share). I submit that once I had accepted the valuation on oath, it was not legally open for the Petitioner to revise their position at such a later stage. I say that once I stated on oath that I accept that valuation of Respondent No.1 company it was not open for the petitioner at the belated stage to change the stand. I say that the valuation report prepared was undervalued. I say that I am ready to pay 10% more per share over and above offer made by the petitioner, i.e. the Value of Shares as per Valuation Report (Rs.71.69) + 10% offered by Petitioner (Rs.7.17) + 10% more (Rs.7.88) = Rs.86.74 per share."*

2. It is submitted the Respondent No.1 along with his parents hold 36.77% shares in Respondent No.3 Company. Since only Respondent No.1 is party to this appeal, hence, to bring an end to the controversy, it would be

appropriate if an affidavit is filed by Mr. Anilbhai Shankarlal Patel – father of Respondent No.1 and by Mrs. Ranjanaben Anilbhai Patel – mother of Respondent No.1, within a week from today that they accept the valuation of *Rs.86.74* per share so that the matter may be finally disposed of on the next date of hearing.

3. It is submitted by learned senior counsel for the Appellant valuation is based on valuation report dated 23.04.2025 filed by the Respondent No.1.

4. List this appeal on **16.07.2026.**

5. Parties to cooperate with each other during the intervening period.

6. As prayed, reply to the appeal, if any, may be filed by the Respondent during this period.

[Justice Yogesh Khanna]
Member (Judicial)

[Mr. Ajai Das Mehrotra]
Member (Technical)

Archana/Ravi R.