

GOVERNMENT of BIHAR  
Micro and Small Enterprises Facilitation Council  
Under MSMED Act, 2006  
Directorate of Industries  
2<sup>nd</sup> Floor, New Secretariat, Patna- 800 015

Reference No. 03/2015  
M/s Pinax Steel Industries Pvt. Ltd., VII/ 1&2, Industrial Area, Patna  
versus

M/s Heavy Engineering Corporation, HMBP, Dhurwa, Ranchi-834 004

- Quorum: 1. Sri Pankaj Kumar Singh, Director of Industries, Bihar, Patna- Chairman  
2. Sri Jitendra Kumar, Special Secretary, Law Department, Bihar, Patna.- Member  
3. Sri N.K. Thakur, Bihar Chamber of Commerce & Ind.- Member  
4. Sri Nisheeth Jaiswal, Bihar Industries Association- Member

12<sup>th</sup> December, 2018

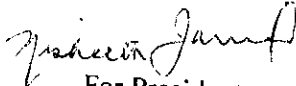
The instant case was taken up by the Micro and Small Enterprises Facilitation Council (hereinafter referred to as "Council").

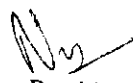
Sri Surya, Advocate and Sri Prashant Kumar were present on behalf of M/s Pinax Steel Industries Pvt. Ltd., Patna. Opposite Party/ Buyer was not present.

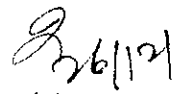
The case of the Supplier/ Petitioner is that they have filed a complaint under Rule 18 of Micro, Small and Medium Enterprises Development (MSMED) Act, 2006 before the Council on 08-09-2016 for a direction to ensure payment of interest of Rs. 9,15,758/- (Rupees Nine Lakhs Fifteen Thousands Seven hundred Fifty eight) u/s 16 of the Act for the goods supplied to M/s Heavy Engineering Corporation, HMBP, Dhurwa, Ranchi.


The instant case was taken up by the Council in its meeting held on 9<sup>th</sup> May 2018 Representative of HMBP. HEC argued that financial position of the Company is not sound. outstanding amount after LD penalty has been cleared, hence, claim for interest may be rejected. The Council asked the representative of HMBP to take up this issue with his higher authority and settle the issue amicably with the applicant/ supplier. Further he was directed to provide LD details to the applicant/ supplier. In compliance the Opposite Party has provided LD details to the petitioner. The principal Amount has already been cleared.

After due deliberation and discussion the Council took note that the principal amount has already been cleared and has unanimously taken decision that both the parties may amicably settle the issue of interest.

  
For President  
Bihar Industries  
Association, Patna  
Member

  
For President  
Bihar Chamber of  
Commerce, Patna  
Member

  
Special Secretary  
Law Department  
Bihar, Patna  
Member

  
Director of  
Industries, Bihar  
Chairperson  
MSEFC, Bihar

Memo No.-2/DI/FC-16-05/2017-57..... Patna, dated 3.1.19,

CC: Members of MSEFC- Special Secretary, Law Department, Bihar, Patna/President, Bihar Chamber of Commerce and Industries, Khemchand Choudhary Marg, Patna/ President, Bihar Industries Association, Sinha Library Road, Patna for information.

CC: M/s Pinax Steel Industries Pvt. Ltd., VII/ 1&2, Industrial Estate, Patliputra, Patna- 800013

CC: M/s Heavy Engineering Corporation, HMBP, Dhurwa, Ranchi- 834004

CC: PA to the Director of Industries, Bihar, Patna for information.

CC: I. T. Manager, Industries Department, Bihar, Patna for information and necessary action.

*31/1/19*  
Joint Director of Industries  
Bihar, Patna