

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

Reference No.- 13/2018

M/s Shrawasthi Agrotech Pvt. Ltd., 306, 307 3rd Floor, Verma Centre, Boring Road Crossing, Patna-800001

Versus

M/s Jamal Mustafa, Prop. Md. Jamal Mustafa, S/o- Hazi Abdul Salam, Motijhil Market, Gandhi Chowk, Motihari, Dist.- East Champaran- 845401

Date of hearing: 22nd May, 2019

Quorum:

1. Sri Pankaj Kumar Singh, Director of Industries, Bihar, Patna-	Chairman
2. Sri Surendra Kumar, Deputy Secretary, Law Department, Bihar, Patna.-	Member
3. Sri Bipul Kumar, Manager, State Level Bankers Committee	Member
4. Sri S.K. Patwari, Bihar Chamber of Commerce & Ind.-	Member
5. Sri Nisheeth Jaiswal, Bihar Industries Association-	Member

For Applicant (s): Mr. Rakesh Prasad
For Respondent (s): Mr. Jamal Mustafa.

Order

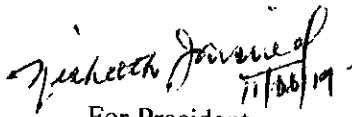
The instant case was taken up by the Micro and Small Enterprises Facilitation Council (hereinafter referred to as "Council").

M/s Shrawasthi Agrotech Pvt. Ltd., 3rd Floor, 306, 307 Verma Centre, Boring Road Crossing, Patna-800001 has filed a complaint under Section 18 of the Micro, Small and Medium Enterprises Development (MSMED) Act, 2006 before the Micro and Small Enterprises Facilitation Council, Bihar, Patna for a direction to ensure payment of Principal amount Rs. 6,13,102/- (Rupees Six Lakh Thirteen Thousand One Hundred Two) only for the Goods supplied to M/s Jamal Mustafa, Dist.- East Champaran plus interest of Rs. 19,18,080/- totalling Rs. 25,31,182/- (Rupees Twenty Five Lakh Thirty One Thousand One Hundred Eighty Two) as per section 16 of the MSMED Act.

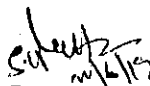
Copy of the complaint was forwarded to the Respondent Buyer by the applicant; however copy of the same was also sent vide this Council Letter No. 4263 dated 03rd December, 2018.

The Opposite Party vide his letter dated 01-03-2019 has denied the claim of the applicant and also stated that the applicant unit does not come under Micro or Small unit. Further he has stated that the applicant has filed a criminal case in Patna Civil Court for dishonor of Cheque.


The Council directed the Applicant to file their claim in duplicate within fifteen days before the Council duly certified by the Chartered Accountant and supported by the affidavit. After receipt of the claim the Council Secretariat shall send the copy to the Opposite Party. The Opposite Party was directed to send their response within fifteen days of receipt of the claim.



For President
Bihar Industries
Association, Patna
Member

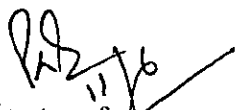


For President
Bihar Chamber of
Commerce, Patna
Member


Manager,
SLBC, SBI
Bihar, Patna
Member



Deputy Secretary
Law Department
Bihar, Patna
Member



Director of
Industries, Bihar
Chairperson
MSEFC, Bihar

Memo No.-2/DI/ FC-16-05/2017- 2268 Patna, dated 14.6.19

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

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

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

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Joint Director of Industries
Bihar, Patna

Speed/Reg. Post

Memo No.-2/DI/ FC-16-05/2017- 2268 Patna, dated 14.6.19

CC: Shri Rakesh Prasad M/s Shrawasthi Agrotech Pvt. Ltd., 306, 307 3rd Floor, Verma Centre, Boring Road Crossing, Patna-800001

CC: M/s Jamal Mustafa, Prop. Md. Jamal Mustafa, S/o- Hazi Abdul Salam, Motijhil Market, Gandhi Chowk, Motihari, Dist.- East Champaran- 845401

321 13/6/19

Joint Director of Industries
Bihar, Patna