# General Form of Judgment or Order

In the High Court of Justice
Chancery Division
Newcastle Upon Tyne
District Registry

Claim Number 1NE21313

Ref

12 December 2011

KEITH SADDINGTON

1st Claimant
Ref
KV/KHZ/163440SADDINGTON

REGISTRAR OF COMPANIES

1st Defendant
Ref
FKI PENISTONE ROAD LIMITED FORMERLY TRADING AS OSBORN MUSHET

2nd Defendant

Date

Before District Judge Jackson sitting at Newcastle Upon Tyne District Registry, Law Courts, The Quayside, Newcastle Upon Tyne, NE1 3LA

**TOOLS** 

### IT IS ORDERED THAT

The order is approved and attached

Dated 2 December 2011

SATURDAY



RCS

\*R00CITMP\* 17/12/2011 COMPANIES HOUSE

#241

Registrar Of Companies
Restoration Section
Companies House
Crown Way
Maindy
Cardiff
CF14 3UZ

## **CLAIM No. 1NE21313**

## IN THE HIGH COURT OF JUSTICE

### CHANCERY DIVISION

# NEWCASTLE UPON TYNE DISTRICT REGISTRY

IN THE MATTER of FKI PE

FKI PENISTONE ROAD LIMITED

-and-

IN THE MATTER

of

THE COMPANIES ACT 2006



UPON THE APPLICATION by a Claim Form dated the 27 September 2011 of Keith Saddington a creditor of the above mamed FKI Penistone Road Limited (hereinafter called "the Company")

AND UPON READING the evidence

AND IT APPEARING that there is no opposition on behalf of Her Majesity to the relief sought by this Claim as appears from the Affidavit/Witness Statement of and the exhibit thereto

AND on leave being given to amend the Claim Form by removing the Company as a Claimant and reservice being dispensed with

AND the Claimant by his Solicitors undertaking to

(A) Inform the Registrar of Companies of the title and Court reference number of the proposed litigation referred to in paragraph 1 of the Witness Statement of Kate Virica dated the 15 September 2011 immediately after issue

- (B) inform the Registral 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, a 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 ploposed 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 FKI Penistone Road Limited 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 .5 Section 1033(2)(a)(ii) and (b) of the Companies Act 2006 change the name of the Company to 238801 Limited
- (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"
- (5) 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
- (6) the Claimant Keith Saddington do pay to the Registrar of Companies his costs of the sair # pplication in the agreed sum of £300-00

DATED the

day of

2011

We consent to an Order being made in the terms of the above draft restoring the name of FKI Penistone Road Limited to the Register of Companies

Messrs Browell Smith & Co of 2<sup>nd</sup> Floor, Commercial Union House 39 Pilgrim Street Newcastle upon Tyne NE1 6QE

Solicitors for the Claimant Keith Saddington Treasury Solicitor of 1 Kemble Street London WC2B 4TS

Solicitor for the Defendant The Registrar of Companies Z11/65270/KJW/A5 020-7210-3137

RESTORED TO THE RECISTER

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