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COMPANIES HOUSE

**IN THE HIGH COURT OF JUSTICE**  
**CHANCERY DIVISION**  
**COMPANIES COURT**

**NO. 2061 OF 2007**

**Mr Justice Patten**  
**28 March 2007**

**IN THE MATTER OF DÉCOR DEVELOPMENTS LIMITED (IN MEMBERS' VOLUNTARY LIQUIDATION) AND OTHERS**  
**IN THE MATTER OF THE BOXALL INVESTMENT GROUP LIMITED (IN CREDITORS' VOLUNTARY LIQUIDATION) AND OTHERS**  
**IN THE MATTER OF J HARE DIAMOND DRILLING (HITCHIN) LIMITED (SUBJECT TO A COMPANY VOLUNTARY ARRANGEMENT) AND OTHERS**  
**IN THE MATTER OF SBF REALISATIONS LIMITED (IN ADMINISTRATION)**  
**IN THE MATTER OF KAUSHIK SHAH (A BANKRUPT)**  
**AND IN THE MATTER OF AN OFFICE HOLDER**  
**AND IN THE MATTER OF THE INSOLVENCY ACT 1986**

**BETWEEN**

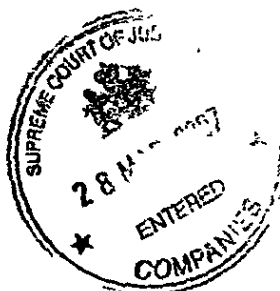
**(1) ANTONY DAVID NYGATE**  
**(2) GEOFFREY STUART KINLAN**

**Applicants**

**- and -**

**(1) ANTHONY JOHN SANDERSON**  
**(2) BDO STOY HAYWARD LLP**

**Respondents**



**ORDER**

**UPON** the application of Antony David Nygate and Geoffrey Stuart Kinlan dated 9 March 2007

**AND UPON** reading the evidence

**AND UPON** hearing Counsel for the Applicants

**IT IS ORDERED THAT:**

- 1 The proceedings listed in Schedule A attached hereto be transferred to the Companies Court of the Chancery Division of the High Court of Justice for the purpose only of considering and if thought fit making the orders contained in paragraphs 2 to 15 of this Application Notice, and the Applicants do ensure that a sealed copy of every order transferring any case to the High Court and of every order which may be made as a result of this application be lodged with the court having jurisdiction over each case affected by such order for filing on the court file relating to that case
2. In relation to all the proceedings listed in Schedule B to Schedule F attached hereto, the First Respondent be removed from office with effect from the date of this Order.
3. In relation to the members' voluntary liquidations identified in Schedule B attached hereto, the First Applicant be appointed as joint liquidator of the companies with effect from the date of this Order in place of the First Respondent and serve as joint liquidator with the Second Applicant.
4. In relation to the creditors' voluntary liquidations identified in Schedule C attached hereto, the First Applicant be appointed as joint liquidator of the companies with effect from the date of this Order in place of the First Respondent and serve as joint liquidator with the Second Applicant.
- 5 In relation to the company voluntary arrangements identified in Schedule D attached hereto, the First Applicant be appointed as joint supervisor of the arrangements with effect from the date of this Order in place of the First Respondent and serve as joint supervisor with the Second Applicant.
6. In relation to the administration identified in Schedule E attached hereto, the First Applicant be appointed as joint administrator of the company with effect from the date of this Order in place of the First Respondent and serve as joint administrator with the Second Applicant.
7. In relation to the bankruptcy identified in Schedule F attached hereto, the Second Applicant be appointed as the sole trustee of the bankrupt's estate with effect from the date of this Order in place of the First Respondent.
8. The First Respondent be released from all liability in relation to his conduct as supervisor of the estates listed in Schedule D with effect from 28 days after the relevant notice referred to in paragraph 12 below has been given, save in respect of any claim notified by that date.
9. Pursuant to paragraph 98 to Schedule B1 of the Insolvency Act 1986, the First Respondent be released from all liability both in respect of acts and omissions

of his in the administration and otherwise in relation to his conduct as administrator of the company in administration referred to in Schedule E with effect from 28 days after the relevant notice referred to in paragraph 12 below has been given, save in respect of any claim notified by that date.

10. The First Respondent shall not be at liberty to apply to the Secretary of State for his release in respect of the insolvency appointments listed in Schedules B, C and F until after the expiry of 21 days from the date when the relevant notice referred to in paragraph 12 below has been given, save in respect of any claim notified by that date.
11. In relation to each appointment listed in the Schedules B to F attached hereto, the creditors have liberty to apply to vary or discharge the order of the Court (insofar as it relates to an estate of which he is a creditor) within 28 days of the date of the notice referred to in paragraph 12 below.
12. The Second Respondent give notice of this Order to all creditors of the estates listed in the Schedules B to F within 28 days of the date of this Order by means of an advertisement in the London Gazette (the "Notice"). The Notice shall explain:
  - a. the effect of the Order made and that all creditors have permission to apply for reconsideration of the Order provided that any such application is made within 28 days of the date of the Notice;
  - b. the right of the First Respondent to apply to the Secretary of State for his release in respect of the insolvency appointments listed in B, C and F within 21 days of the date of the Notice, save in respect of claims notified by that date;
  - c. the right to the First Respondent to his release in respect of his other appointments listed in Schedules D & E with effect from 28 days of the date of the Notice, save in respect of claims notified by that date;
  - d. creditors' rights to call for statements under regulation 11 (in liquidations), or regulation 25 (in bankruptcies) of the Insolvency Regulations 1994;
  - e. that where there is a creditors' committee it is open to that committee to require an account of the First Respondent's administration and that, where there is no committee, it is open to an individual creditor to apply to the Court within 28 days of the date of the Notice to require such an account.
13. The time for service of notice of the Application on Mr C Steele pursuant to rule 2.122 of the Insolvency Rules 1986 ("the Rules") be abridged to 4 days.

14. The costs of and incidental to this Application be paid for by the Second Respondent

15. There be liberty to apply

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BETWEEN

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SCHEDULES

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**SCHEDULE A**

List of cases to be transferred to the High Court for the sole purpose of the application

<b>Court &amp; Case No.</b>	<b>Appointment Date</b>	<b>Case Name</b>
St Albans County Court No. 1 of 2006	16/01/2006	SBF Realisations Limited
St Albans County Court No. 118 of 1998	28/06/1999	Kaushik Shah
Luton County Court No. 2 of 2004	05/04/2004	J Hare Diamond Drilling (Hitchin) Limited

## SCHEDULE B

Members' voluntary liquidations in which the First Respondent is a joint liquidator with the Second Applicant and in which the First Applicant has applied to serve as joint liquidator with the Second Applicant

Appointment Date	Company Name
28/07/2003	Décor Developments Limited
28/02/2006	Gordons90 Limited
13/04/2006	B M Q Limited
24/05/2006	MBKJ Limited

## SCHEDULE C

Creditors' voluntary liquidations in which the First Respondent is a joint liquidator with the Second Applicant and in which the First Applicant has applied to serve as joint liquidator with the Second Applicant

Appointment Date	Company Name
16/11/1999	The Boxall Investment Group Limited
16/11/1999	Boxalland Farm Stud Limited
16/11/1999	Boxall Management Limited
16/11/1999	Boxall Land Limited
16/11/1999	Boxall Asset Management Limited
17/07/2000	Gilcrest Trading Limited (formerly Woralco Holdings Limited)
08/06/2001	Sea Change Communications Limited
27/07/2001	Isoflow-Hawkins Limited
06/11/2001	Process Energy Systems Limited
28/01/2002	Jon Hawkins Partnership Limited
16/05/2002	Thinknatural Limited
13/06/2002	Ten Quid Limited (formerly Concept Marketing & Distribution Limited)
02/07/2002	MC Decorating Services Limited
1/10/2002	Herfurth UK Ltd
13/01/2003	County Glazing Limited
13/01/2003	County Window Systems Limited
13/01/2003	County Glazing Units Limited
09/04/2003	Abacus Integrated Net Limited
29/05/2003	Styleprint Limited
21/10/2003	Katex Limited
22/12/2003	Coral Press Limited
03/02/2004	Bedfordshire Engineers Limited
10/02/2004	Exertns Limited
29/07/2004	Pak Television Channel Ltd
17/01/2005	Taurostone Limited

14/04/2005	Vantrex Limited
18/04/2005	Tapwave Europe Limited
27/09/2005	Sundial Leisure Limited
03/11/2005	World Class Homes Limited
24/02/2006	CDM Interiors Limited
09/03/2006	Waterside Press (Hatfield) Limited
29/03/2006	Advice For Life Limited
05/04/2006	S.F.Cody's Archive of Originals Ltd
13/04/2005	Profectus Broadcast & Communications Limited
19/07/2005	Electromech Control Systems Limited
09/03/2006	Waterside Press (Hatfield) Limited

#### SCHEDULE D

Company voluntary arrangements in which the First Respondent is a joint supervisor with the Second Applicant and in which the First Applicant has applied to serve as joint supervisor with the Second Applicant

Court & Case No.	Appointment Date	Company Name
Luton County Court No. 2 of 2004	05/04/2004	J Hare Diamond Drilling (Hitchin) Limited
High Court of Justice No. 478 of 2005	04/02/2005	Melstar Limited

#### SCHEDULE E

Administration in which the First Respondent is a joint administrator with the Second Applicant and in which the First Applicant has applied to serve as joint administrator with the Second Applicant

Court & Case No.	Appointment Date	Company Name
St Albans County Court No 1 of 2006	16/01/2006	SBF Realisations Limited

#### SCHEDULE F

Bankruptcy in which the First Respondent is the sole Trustee and in which the Second Applicant has applied to serve as sole Trustee

Court & Case No.	Appointment Date	Case Name
St Albans County Court No. 118 of 1998	28/06/1999	Kaushik Shah

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**ORDER**  

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Ref: PJS/JSP/23875/5  
Solicitors for the Applicants**