## IN THE HIGH COURT OF JUSTICE

## 526 of 2014 CLAIM No.

## **CHANCERY DIVISION**

**COMPANIES COURT** 

DERUTY

MR REGISTRAR NITCHOURS

IN THE MATTER MC INCOME PLUS NOMINEES ONE LIMITED

-and-

IN THE MATTER **THE COMPANIES ACT 2006** 

UPON THE APPLICATION by a Claim Form dated the 22<sup>nd</sup> January 2014 of Mayfal General Partner (Income) Limited the 1st Claimant and a member of the above named MC Income Plus Nominees One Limited (hereinafter called "the Company"), and of Guy Lister Brogden the 2<sup>nd</sup> Claimant and a director of the Company

AND UPON READING the evidence

AND IT APPEARING that there is no opposition on behalf of Her Majesty to the relief sought by this Claim as appears from the waiver letter from the Treasury Solicitor dated the 4th February 2014

AND the Claimants undertaking that

- (A) the company will not carry on business or operate in any way other than to take the necessary steps to
  - (1) sell the 3 leasehold properties known as (i) Units 3 and 4, 54 and 56 Canyon Road, Excelsior Park, Wishaw, registered in the Land Register of Scotland under title number LAN106806 (ii) Units 5, 58 Canyon Road, Excelsior Park, Wishaw, registered in the Land Register of Scotland under title number LAN106807 and (III) Unit 6, 60 Canyon Road, Excelsior Park, Wishaw, registered in the Land Register of Scotland under title number LAN106808, referred to in paragraphs 10 1, 10 2 and 10 3 respectively of the Witness Statement of Guy Lister Brogden dated



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the 21st January 2014

- (2) settle all outstanding debts to its existing creditors, if any, and
- (3) distribute the balance of any consideration received in respect of the sale of the said leasehold properties (the actions) according to law
- (B) they will notify the Registrar of Companies immediately on the conclusion of the actions
- (C) a director of the company will immediately on the expiry of 3 months from the conclusion of the actions apply to the Registrar of Companies for the voluntary strike off of the company under Section 1003 of the Companies Act 2006 and comply with all the relevant requirements for such an application
- (D) they will unless the actions are completed in the interim, at 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 actions

AND UPON the solicitors for the Claimants and the Registrar of Companies (the Defendant) both consenting to this Order



(1) the name of the above named MC Income Plus Nominees One Limited be restored to the Register of Companies



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 to Section 1033(2)(a)(ii) and (b) of the Companies Act 2006 change the name of the Company to 05203339 Limited

- (3) an Office Copy of this 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 Claimants fail to comply with undertaking (D) above the Registrar of Companies be at liberty to commence strike off action in respect of the Company without further notice to the Claimants
- (6) the Claimant do jointly and severally pay to the Registrar of Companies his costs of the said Application in the agreed sum of £300 00
- (7) the hearing fixed for the 9<sup>th</sup> May 2014 be vacated

DATED the In day of MARCH

2014



We consent to an Order being made in the terms of the above draft restoring the name of MC

Income Plus Nominees One Limited to the Register of Companies

Maclay Murray & Spens LLP of One London Wall, London EC2Y 5AB

Solicitors for the Claimants Mayfair General Partner (Income) Limited and Guy Lister Brogden

RESTORED TO THE REGISTER

Treasury Solicitor of One Kemble Street, London WC2B 4TS

Solicitor for the Defendant The Registrar of Companies Z1402879/MWD/A5 0207 210 3379

