



IN THE HIGH COURT OF JUSTICE
BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES
INSOLVENCY AND COMPANIES LIST (CHD)
COMPANIES COURT

IN THE MATTER OF GOLD & GENERAL LIMITED - IN LIQUIDATION CR-2018-008825
AND IN THE MATTER OF THE INSOLVENCY ACT 1986

Before Deputy Insolvency and Companies Court Schaffer

BETWEEN:

- (1) **HENRY SHINNERS AND FINBARR
O'CONNELL**
**(as the Joint Liquidators of Gold & General
Limited - in liquidation)**
- (2) **MZILIKAZI GODFREY KHUMALO**

Applicants

ORDER

UPON a winding up order dated 6 March 2019 ("the Winding Up Order") having been made by Insolvency and Companies Court Judge Barber on a petition presented to this court by HM Revenue and Customs on 18 October 2018

AND UPON the Applicants' application dated 16 April 2020 to rescind the Winding Up Order pursuant to r.12.59 of the Insolvency (England and Wales) Rules 2016

AND UPON the order of Insolvency and Companies Court Judge Schaffer dated 23 October 2020

AND UPON the undertaking provided by Francis Wilks & Jones on 23 October 2020 being satisfied.

IT IS ORDERED THAT:

1. Francis Wilks & Jones are released from the undertaking provided on 23 October 2020; and
2. The Winding Up Order be rescinded.



AND UPON hearing Philip Currie of Counsel for the Applicants, Katy Brown, Paralegal at HM Revenue and Customs Solicitor's Office, and Peter Joicey, the Deputy Official Receiver

AND UPON the court reading the evidence filed in support of the Application

IT IS ORDERED THAT:

1. The time for making the Application is extended under rule 12.59(3) of the Insolvency (England and Wales) Rules 2016.
2. Consequent upon the undertaking set out above being fulfilled, the Winding Up Order be rescinded.
3. The petition be dismissed.
4. Costs in the liquidation.

Dated 23 October 2020



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On 23 October 2020

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ORDER

UPON a winding up order dated 6 March 2019 ("the Winding Up Order") having been made by Insolvency and Companies Court Judge Barber on a petition presented to this court by HM Revenue and Customs ("the Petitioner") on 18 October 2018

AND UPON the Applicants' application dated 16 April 2020 to rescind the Winding Up Order pursuant to r.12.59 of the Insolvency (England and Wales) Rules 2016 ("the Application")

AND UPON the undertaking by Francis Wilks & Jones to pay sufficient moneys to discharge the petition debt together with all costs, fees and expenses of the liquidation by no later than Wednesday 28 October 2020, and securing receipts for such payments by no later than 4 November 2020