

CR-2021-002017

IN THE HIGH COURT OF JUSTICE

BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES
INSOLVENCY AND COMPANIES LIST (ChD)



CR-2021-002017

IN THE MATTER OF:

DAWNUS LIMITED (COMPANY NUMBER: 4378989)
DAWNUS GROUP LIMITED (COMPANY NUMBER: 08670888)
DAWNUS DEVELOPMENTS LIMITED (COMPANY NUMBER: 05265566)
DAWNUS SOUTHERN LIMITED (COMPANY NUMBER: 07597648)
DAWNUS INTERNATIONAL LIMITED (COMPANY NUMBER: 04645692)
DAWNUS CONSTRUCTION HOLDINGS LIMITED (COMPANY NUMBER: 04230579)
ASHRIDGE CONSTRUCTION LIMITED (COMPANY NUMBER: 01579831)
CHURCHFIELD HOMES LIMITED (COMPANY NUMBER: 05006331)
QUANTUM GEOTECHNICAL LIMITED (COMPANY NUMBER: 07782715)
DAWNUS SIERRA LEONE LIMITED (COMPANY NUMBER: 04636673)

AND IN THE MATTER OF THE COMPANIES ACT 2006
AND IN THE MATTER OF THE INSOLVENCY ACT 1986

Deputy Insolvency and Companies Court Judge Schaffer
26 April 2022

FRIDAY



B E T W E E N:

(1) DAWNUS LIMITED
(2) DAWNUS GROUP LIMITED
(3) DAWNUS DEVELOPMENTS LIMITED
(4) DAWNUS SOUTHERN LIMITED
(5) DAWNUS INTERNATIONAL LIMITED
(6) DAWNUS CONSTRUCTION HOLDINGS LIMITED
(7) ASHRIDGE CONSTRUCTION LIMITED
(8) CHURCHFIELD HOMES LIMITED
(9) QUANTUM GEOTECHNICAL LIMITED
(10) DAWNUS SIERRA LEONE LIMITED
(In each case acting by their joint administrators, ALISTAIR WARDELL and PHILLIP STEPHENSON)

Claimants

-and-

THE REGISTRAR OF COMPANIES

Defendant

ORDER

UPON the application made by Part 8 claim form dated 2 November 2021 of the Claimants ("the Companies"), in each case acting by their joint administrators, Alistair Wardell and Phillip Stephenson ("the Joint Administrators")

AND UPON reading the evidence

AND UPON hearing Miss Dixon, Counsel for the Claimants, and reading the letter of non-objection to this order from the Defendant dated 13 April 2022

IT IS DECLARED THAT:

1. The material on the register which is specified in the Schedule to this Order ("the Material") is factually inaccurate and / or derived from something which is factually inaccurate and / or derived from something which is invalid or ineffective for the purposes of section 1096 of the Companies Act 2006, for reasons in each case identified in the Schedule to this Order.

IT IS ORDERED THAT:

1. The Defendant shall remove the Material from the register pursuant to section 1096 of the Companies Act 2006 following receipt of a sealed copy of this Order.
2. There be no order as to costs.

Service of this Order

A sealed copy of this Order shall be provided to the serving party: Blake Morgan LLP One Central Square, Cardiff, CF10 1FS, solicitors for the Claimants

SCHEDULE TO THE ORDER MADE BY DEPUTY INSOLVENCY AND COMPANIES COURT JUDGE SCHAFER DATED 26 APRIL 2022

In each of the cases specified below, the relevant document appears on the register for the company in question in the section entitled "Filing History."

DAWNUS LIMITED (COMPANY NUMBER: 4378989)

	Document(s)	Date registered	Reason factually inaccurate / derived from something factually inaccurate and/or derived from something invalid or ineffective
1.	Form AM19 - Notice of extension of period of administration	20 March 2020	Purported extension of administration by consent invalid
2.	Form AM10 and Administrator's progress report	27 April 2020	Administration to which the report related had expired when report was filed and retrospective order for fresh administration does not cover this period
3.	Form AM15 and Notice of resignation of an administrator	11 August 2020	Administrator did not resign; administration expired
4.	Form AM10 and Administrator's progress report	19 October 2020	Report filed on the basis of a continuous administration said to be due to end on 14 March 2021; in fact the administration to which the report related expired automatically in March 2020 and fresh administration began in May 2020
5.	Form AM19 - Notice of extension of period of administration	02 March 2021	States that administration extended by virtue of a court order which has subsequently been set aside
6.	Form AM10 and Administrator's progress report	20 April 2021	Report filed on the basis of a continuous administration said to be due to end on 14 March 2021; in fact the administration to which the report related expired automatically in March 2020 and fresh administration began in May 2020

DAWNUS GROUP LIMITED (COMPANY NUMBER: 08670888)

	Document(s)	Date registered	Reason factually inaccurate / derived from something factually inaccurate and/or derived from something invalid or ineffective
1.	Form AM19 - Notice of extension of period of administration	27 March 2020	Purported extension of administration by consent invalid
2.	Form AM10 and Administrator's progress report	24 April 2020	Administration to which the report related had expired when report was filed and retrospective order for fresh administration does not cover this period
3.	Form AM15 and Notice of resignation of an administrator	24 August 2020	Administrator did not resign; administration expired
4.	Form AM10 and Administrator's progress report	19 October 2020	Report filed on the basis of a continuous administration said to be due to end on 14 March 2021; in fact the administration to which the report related expired automatically in March 2020 and fresh administration began in May 2020
5.	Form AM19 - Notice of extension of period of administration	02 March 2021	States that administration extended by virtue of a court order which has subsequently been set aside
6.	Form AM10 and Administrator's progress report	20 April 2021	Report filed on the basis of a continuous administration said to be due to end on 14 March 2021; in fact the administration to which the report related expired automatically in March 2020 and fresh administration began in May 2020

DAWNUS DEVELOPMENTS LIMITED (COMPANY NUMBER: 05265566)

	Document(s)	Date registered	Reason factually inaccurate / derived from something factually inaccurate and/or derived from something invalid or ineffective
1.	Form AM19 - Notice of extension of period of administration	20 March 2020	Purported extension of administration by consent invalid
2.	Form AM10 and Administrator's progress report	23 April 2020	Administration to which the report related had expired when report was filed and retrospective order for fresh administration does not cover this period
3.	Form AM15 and Notice of resignation of an administrator	11 August 2020	Administrator did not resign; administration expired
4.	Form AM10 and Administrator's progress report	19 October 2020	Report filed on the basis of a continuous administration said to be due to end on 14 March 2021; in fact the administration to which the report related expired automatically in March 2020 and fresh administration began in May 2020
5.	Form AM19 - Notice of extension of period of administration	02 March 2021	States that administration extended by virtue of a court order which has subsequently been set aside
6.	Form AM10 and Administrator's progress report	20 April 2021	Report filed on the basis of a continuous administration said to be due to end on 14 March 2021; in fact the administration to which the report related expired automatically in March 2020 and fresh administration began in May 2020

DAWNUS SOUTHERN LIMITED (COMPANY NUMBER: 07597648)

	Document(s)	Date registered	Reason factually inaccurate / derived from something factually inaccurate and/or derived from something invalid or ineffective
1.	Form AM19 - Notice of extension of period of administration	20 March 2020	Purported extension of administration by consent invalid
2.	Form AM10 and Administrator's progress report	24 April 2020	Administration to which the report related had expired when report was filed and retrospective order for fresh administration does not cover this period
3.	Form AM15 and Notice of resignation of an administrator	11 August 2020	Administrator did not resign; administration expired
4.	Form AM10 and Administrator's progress report	19 October 2020	Report filed on the basis of a continuous administration said to be due to end on 14 March 2021; in fact the administration to which the report related expired automatically in March 2020 and fresh administration began in May 2020
5.	Form AM19 - Notice of extension of period of administration	02 March 2021	States that administration extended by virtue of a court order which has subsequently been set aside
6.	Form AM10 and Administrator's progress report	20 April 2021	Report filed on the basis of a continuous administration said to be due to end on 14 March 2021; in fact the administration to which the report related expired automatically in March 2020 and fresh administration began in May 2020

DAWNUS INTERNATIONAL LIMITED (COMPANY NUMBER: 04645692)

	Document(s)	Date registered	Reason factually inaccurate / derived from something factually inaccurate and/or derived from something invalid or ineffective
1.	Form AM19 - Notice of extension of period of administration	29 April 2020	Purported extension of administration by consent invalid
2.	Form AM10 and Administrator's progress report	24 June 2020	Report refers inaccurately to the extension of the administration with the consent of creditors and creates the misleading impression that in the case of all companies in the group there was one continuous administration whereas the original administration to which the report related had expired.
3.	Form AM15 and Notice of resignation of an administrator	11 August 2020	Administrator did not resign; administration expired
4.	Form AM10 and Administrator's progress report	22 December 2020	Report refers inaccurately to the extension of the administration with the consent of creditors and creates the misleading impression that in the case of all companies in the group there was one continuous administration whereas the original administration to which the report related had expired.

DAWNUS CONSTRUCTION HOLDINGS LIMITED (COMPANY NUMBER: 04230579)

	Document(s)	Date registered	Reason factually inaccurate / derived from something factually inaccurate and/or derived from something invalid or ineffective
1.	Form AM19 - Notice of extension of period of administration	27 March 2020	Purported extension of administration by consent invalid
2.	Form AM10 and Administrator's progress report	24 April 2020	Administration to which the report related had expired when report was filed and retrospective order for fresh administration does not cover this period
3.	Form AM15 and Notice of resignation of an administrator	11 August 2020	Administrator did not resign; administration expired
4.	Form AM10 and Administrator's progress report	19 October 2020	Report filed on the basis of a continuous administration said to be due to end on 14 March 2021; in fact the administration to which the report related expired automatically in March 2020 and fresh administration began in May 2020
5.	Form AM19 - Notice of extension of period of administration	02 March 2021	States that administration extended by virtue of a court order which has subsequently been set aside
6.	Form AM10 and Administrator's progress report	20 April 2021	Report filed on the basis of a continuous administration said to be due to end on 14 March 2021; in fact the administration to which the report related expired automatically in March 2020 and fresh administration began in May 2020

ASHRIDGE CONSTRUCTION LIMITED (COMPANY NUMBER: 01579831)

	Document(s)	Date registered	Reason factually inaccurate / derived from something factually inaccurate and/or derived from something invalid or ineffective
1.	Form AM19 - Notice of extension of period of administration	27 March 2020	Purported extension of administration by consent invalid
2.	Form AM10 and Administrator's progress report	24 April 2020	Administration to which the report related had expired when report was filed and retrospective order for fresh administration does not cover this period
3.	Form AM15 and Notice of resignation of an administrator	11 August 2020	Administrator did not resign; administration expired
4.	Form AM10 and Administrator's progress report	19 October 2020	Report filed on the basis of a continuous administration said to be due to end on 14 March 2021; in fact the administration to which the report related expired automatically in March 2020 and fresh administration began in May 2020
5.	Form AM19 - Notice of extension of period of administration	02 March 2021	States that administration extended by virtue of a court order which has subsequently been set aside
6.	Form AM10 and Administrator's progress report	15 April 2021	Report filed on the basis of a continuous administration said to be due to end on 14 March 2021; in fact the administration to which the report related expired automatically in March 2020 and fresh administration began in May 2020

CHURCHFIELD HOMES LIMITED (COMPANY NUMBER: 05006331)

	Document(s)	Date registered	Reason factually inaccurate / derived from something factually inaccurate and/or derived from something invalid or ineffective
1.	Form AM19 - Notice of extension of period of administration	27 March 2020	Purported extension of administration by consent invalid
2.	Form AM10 and Administrator's progress report	24 April 2020	Administration to which the report related had expired when report was filed and retrospective order for fresh administration does not cover this period
3.	Form AM15 and Notice of resignation of an administrator	11 August 2020	Administrator did not resign; administration expired
4.	Form AM10 and Administrator's progress report	19 October 2020	Report filed on the basis of a continuous administration said to be due to end on 14 March 2021; in fact the administration to which the report related expired automatically in March 2020 and fresh administration began in May 2020
5.	Form AM19 - Notice of extension of period of administration	02 March 2021	States that administration extended by virtue of a court order which has subsequently been set aside
6.	Form AM10 and Administrator's progress report	20 April 2021	Report filed on the basis of a continuous administration said to be due to end on 14 March 2021; in fact the administration to which the report

			related expired automatically in March 2020 and fresh administration began in May 2020
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QUANTUM GEOTECHNICAL LIMITED (COMPANY NUMBER: 07782715)

	Document(s)	Date registered	Reason factually inaccurate / derived from something factually inaccurate and/or derived from something invalid or ineffective
1.	Form AM19 - Notice of extension of period of administration	27 March 2020	Purported extension of administration by consent invalid
2.	Form AM10 and Administrator's progress report	24 April 2020	Administration to which the report related had expired when report was filed and retrospective order for fresh administration does not cover this period
3.	Form AM15 and Notice of resignation of an administrator	11 August 2020	Administrator did not resign; administration expired
4.	Form AM10 and Administrator's progress report	19 October 2020	Report filed on the basis of a continuous administration said to be due to end on 14 March 2021; in fact the administration to which the report related expired automatically in March 2020 and fresh administration began in May 2020
5.	Form AM19 - Notice of extension of period of administration	02 March 2021	States that administration extended by virtue of a court order which has subsequently been set aside

6.	Form AM10 and Administrator's progress report	20 April 2021	Report filed on the basis of a continuous administration said to be due to end on 14 March 2021; in fact the administration to which the report related expired automatically in March 2020 and fresh administration began in May 2020
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DAWNUS SIERRA LEONE LIMITED (COMPANY NUMBER: 04636673)

	Document(s)	Date registered	Reason factually inaccurate / derived from something factually inaccurate and/or derived from something invalid or ineffective
1.	Form AM19 - Notice of extension of period of administration	29 April 2020	Purported extension of administration by consent invalid
2.	Form AM10 and Administrator's progress report	23 June 2020	Administration to which the report related had expired by the time report was filed
3.	Form AM15 and Notice of resignation of an administrator	11 August 2020	Administrator did not resign; administration expired
4.	Form AM10 and Administrator's progress report	22 December 2020	Administration to which the report related had expired by the time report was filed