

# WU02

## Notice of order of appointment of provisional liquidator in a winding-up by the court



Companies House



### 1 Company details

Company number 1 3 3 7 5 9 5 9

Company name in full OLDCOD LTD

→ Filling in this form

Please complete in typescript or in  
bold black capitals.

### 2 Name of person or body or court making the appointment

Name The Court

### 3 Provisional liquidator's name

Full forename(s) Paul David

Surname Allen

### 4 Provisional liquidator's address

Building name/number 2nd Floor

Street 110 Cannon Street

Post town London

County/Region

Postcode E C 4 N 6 E U

Country

### 5 Provisional liquidator's email address or telephone number

Email address cp.london@frpadvisory.com

Telephone number 020 3005 4000


You must give an email address  
or telephone number.

All information on this form will  
appear on the public record.



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<b>6</b>	<b>Provisional liquidator's name</b>		<b>Other liquidator</b> Use this section to tell us about another liquidator.
Full forename(s)	Rajnesh		
Surname	Mittal		
<b>7</b>	<b>Provisional liquidator's address</b>		
Building name/number	2nd Floor		
Street	170 Edmund Street		
Post town	Birmingham		
County/Region			
Postcode	B 3 2 H B		
Country			
<b>8</b>	<b>Provisional liquidator's email address or telephone number</b>		<b>You must give an email address or telephone number.</b> All information on this form will appear on the public record.
Email address	cp.london@frpadvisory.com		
Telephone number	020 3005 4000		
<b>9</b>	<b>Date of appointment of provisional liquidator(s)</b>		
Date	<div> <div>d</div> <div>0</div> <div>d</div> <div>2</div> <div>m</div> <div>1</div> <div>m</div> <div>1</div> <div>y</div> <div>2</div> <div>y</div> <div>0</div> <div>y</div> <div>2</div> <div>y</div> <div>1</div> </div>		
<b>10</b>	<b>Date of court order</b>		
Date	<div> <div>d</div> <div>2</div> <div>d</div> <div>9</div> <div>m</div> <div>1</div> <div>m</div> <div>0</div> <div>y</div> <div>2</div> <div>y</div> <div>0</div> <div>y</div> <div>2</div> <div>y</div> <div>1</div> </div>		
<b>11</b>	<b>Court order</b>		
	<input checked="" type="checkbox"/> I have attached a copy of the court order		
<b>12</b>	<b>Sign and date</b>		
Provisional liquidator's signature	<div> <div>Signature</div> <div>X</div> <div></div> <div>X</div> </div>		
Signature date	<div> <div>d</div> <div>0</div> <div>d</div> <div>9</div> <div>m</div> <div>1</div> <div>m</div> <div>1</div> <div>y</div> <div>2</div> <div>y</div> <div>0</div> <div>y</div> <div>2</div> <div>y</div> <div>1</div> </div>		



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#### Presenter information

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form. The contact information you give will be visible to searchers of the public record.

Contact name

Rizwan Choudhury

Company name

FRP Advisory Trading Limited

Address

2nd Floor

110 Cannon Street

Post town

London

County/Region

Postcode

E C 4 N 6 E U

Country

DX

Telephone

020 3005 4000



#### Checklist

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following:

- ☐ The company name and number match the information held on the public Register.
- ☐ You have attached the required documents.
- ☐ You have signed and dated the form.



#### Important information

All information on this form will appear on the public record.



#### Where to send

You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:

The Registrar of Companies, Companies House,  
Crown Way, Cardiff, Wales, CF14 3UZ.  
DX 33050 Cardiff.



#### Further information

For further information please see the guidance notes on the website at [www.gov.uk/companieshouse](http://www.gov.uk/companieshouse) or email [enquiries@companieshouse.gov.uk](mailto:enquiries@companieshouse.gov.uk)

This form is available in an alternative format. Please visit the forms page on the website at [www.gov.uk/companieshouse](http://www.gov.uk/companieshouse)



**IN THE HIGH COURT OF JUSTICE**

**Case No: CR-2021-001997** 02 Nov 2021

**BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES**

**INSOLVENCY AND COMPANIES LIST (ChD)**

**IN THE MATTER OF OLD COD LTD**

**AND**

**IN THE MATTER OF THE INSOLVENCY ACT 1986**

**Before: The Honourable Mr Justice Miles**

**Dated: 29 October 2021**

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**Order for the Appointment of  
Provisional Liquidators**

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**UPON THE APPLICATION** of Barclays Bank Plc ("the Petitioner") of 1 Churchill Place, London, E14 5HP

**AND UPON HEARING** Counsel for the Petitioner

**AND UPON READING** the witness statement of Mark John Kenyon signed on 26 October 2021; the first witness statement of Andrew James Jordan dated 28 October 2021; and the second witness statement of Andrew James Jordan dated 29 October 2021 together with the other documents on the Court file recorded as having been read (the "**Witness Evidence**").

**AND UPON THE PETITIONER BY ITS COUNSEL UNDERTAKING** to abide by any order which the Court may make as to damages in case the Court shall be of the opinion that the Company shall have sustained any damages by reason of this order which the Petitioner ought to pay.

**AND THE COURT BEING SATISFIED** for the reasons set out in the Witness Evidence that (a) the Company's registered office is in the United Kingdom; and, (b) the Regulation (EU) 2015/848 on insolvency proceedings as retained and amended by the Insolvency (Amendment) (EU Exit) Regulations (the EU Regulation) will apply, the Company is not an undertaking within the meaning of Article 1.2 of the EU Regulation and the proceedings will be COMI proceedings as defined in the EU Regulation.

**IT IS ORDERED** that pursuant to Schedule 10 of the Corporate Insolvency and Governance Act 2020 as amended by the Corporate Insolvency & Governance Act 2020 (Coronavirus) (Amendment of Schedule 10) (No. 2) Regulations 2021 ("**Schedule 10**"), that relief is granted pursuant to paragraph 1(9)(a) of Schedule 10 in that conditions B and C of Schedule 10 will not apply in relation to the petition to wind up the Company presented to the Court by the Petitioner.

**AND IT IS FURTHER ORDERED** that a petition to wind up the Company be presented to the Court by the Petitioner as soon as is reasonably practicable.



CR-2021-001997



**AND IT IS FURTHER ORDERED** that Rajnesh Mittal and Paul Allen of FRP Advisory Trading Limited, 110 Cannon St, London EC4N 6EU be appointed joint provisional liquidators of the Company (the "**Provisional Liquidators**") immediately upon and with effect from the date of issue of a winding up petition by the Petitioner against the Company.

**AND IT IS ORDERED** that the Provisional Liquidators be authorised to:

- (1) locate, protect, secure and take into their possession and control all assets and property to which the Company is or appears to be entitled including, without limitation applying for relief under Section 234 of the Insolvency Act 1986
- (2) locate, protect, secure and take into their possession and control the books, papers and records of the Company including the accounting, statutory and other records (which for the avoidance of doubt includes, but is not limited to, information held on desktop computers, computer servers, laptops, mobile devices (such as smart phones and tablets), memory/data sticks, smartcards and readers, and other computer devices containing electronic data and other data storage devices (including other hard drive devices not in a computer, diskettes and CD/DVDs) and other peripheral media and their devices (such as zip discs and tape backups), as well as information held on any web based systems (or other remotely hosted systems) including email systems, on-line banking, websites, e-commerce systems, logistics systems and remotely hosted electronic data) together with supporting information passwords, unlock codes and credentials to access all devices and systems containing electronic data.
- (3) carry out such investigations as they may consider appropriate into the promotion, formation, business, dealings, affairs or property of the Company, including without limitation applying for relief under Section 235 or 236 of the Insolvency Act 1986 or an equivalent in any other jurisdiction
- (4) to do any acts or things considered by them to be necessary or desirable in connection with the fulfilment by them of the functions conferred by this order

**AND IT IS FURTHER ORDERED** that without prejudice to the generality of the foregoing, the Provisional Liquidators do have the following powers:

- (1) to bring, defend or intervene in any action or other legal proceeding in the name and on behalf of the Company including for the avoidance of doubt the giving of any indemnity or cross undertaking in damages as may be necessary
- (2) to retain such barristers, solicitors, accountants, professional persons or other agents as they may deem expedient for the purpose of assisting them in the performance of their functions
- (3) to incur and pay out of the assets of the Company such administrative expenses of the Company as may be expedient to enable them to fulfil their functions, including the reasonable fees and expenses of any person retained by them in accordance with the provisions of this order
- (4) to carry on the business of the Company so far as may be necessary for its beneficial winding-up or to cease the business of the Company so far as may be necessary and, where required, to terminate employee contracts



- (5) to operate all bank accounts held at any financial institution in the name of the Company or bank accounts where the Company is the sole beneficiary
- (6) to raise on the security of the assets of the Company or by personal covenant or without security any money requisite
- (7) to terminate, cancel, complete or perfect any contracts or transactions relating to the business of the Company
- (8) to do all things incidental to the exercise of the foregoing powers

**AND IT IS FURTHER ORDERED** that no disposition of the Company's property by or with the authority of the Provisional Liquidators in the carrying out of their duties and functions and in the exercise of their powers under this order shall be avoided by virtue of the provisions of section 127 of the Insolvency Act 1986

**AND IT IS DECLARED** that any act required or authorised under any enactment to be done by the Provisional Liquidators may be done by any one or more of the persons for the time being holding office as provisional liquidator of the Company

**AND IT IS FURTHER ORDERED** that the Petitioner will serve upon the Company a copy of the judgment (if available) or otherwise a full note of the hearing on 29 October 2021 (if available) within 7 days from the date of the appointment of Provisional Liquidators.

**AND IT IS FURTHER ORDERED:**

- (1) that Notice of this Order be given to the Company forthwith
- (2) that the Company have permission to apply to the Court for the discharge or variation of this order, but before doing so must give written notice to both:
  - (a) the Petitioner's solicitors, Eversheds Sutherland (International) LLP of 115 Colmore Row, Birmingham, B3 3AL Ref JORDANJ/202079.000876
  - (b) the Provisional Liquidators at FRP Advisory Trading Limited of 110 Cannon St, London EC4N 6EU
- (3) that the Petitioner and the Provisional Liquidators have permission to apply
- (4) that the Provisional Liquidators have permission to apply to the court to increase or change their powers
- (5) that the costs of this application be reserved

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**NOTICE TO OFFICERS OF THE COMPANY**

You are required under Section 235 of the Insolvency Act 1986 to give the Provisional Liquidator all the information as he may reasonably require relating to the Company's property and affairs and to attend upon him at such times as he may reasonably require.





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