

The Companies Act, 2013

Chapter- XX Winding Up

Part III- Provision applicable to every mode of winding up

Section 356: Powers of Tribunal to declare dissolution of company void.

***356.** (1) Where a company has been dissolved, whether in pursuance of this Chapter or of [section 232](#) or otherwise, the Tribunal may at any time within two years of the date of the dissolution, on application by the Company Liquidator of the company or by any other person who appears to the Tribunal to be interested, make an order, upon such terms as the Tribunal thinks fit, declaring the dissolution to be void, and thereupon such proceedings may be taken as if the company had not been dissolved.

¹[(2) The Tribunal shall—

(a) forward a copy of the order, within thirty days from the date thereof, to the Registrar who shall record the same; and

(b) direct the Company Liquidator or the person on whose application the order was made, to file a certified copy of the order, within thirty days from the date thereof or such further period as allowed by the Tribunal, with the Registrar who shall record the same.]

Reference

*[Effective from](#) 15.12.2016.

1. Substituted by the [Companies \(Amendment\) Act, 2020](#), w.e.f. 21.12.2020[S.O. 4646(E) dated 21.12.2020], for the sub-section:

“(2) It shall be the duty of the Company Liquidator or the person on whose application the order was made, within thirty days after the making of the order or such further time as the Tribunal may allow, to file a certified copy of the order with the Registrar who shall register the same, and if the Company Liquidator or the person fails so to do, the Company Liquidator or the person shall be punishable with fine which may extend to ten thousand rupees for every day during which the default continues.”

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