



# Companies Act 1985

## 1985 CHAPTER 6

### PART XX

#### WINDING UP OF COMPANIES REGISTERED UNDER THIS ACT OR THE FORMER COMPANIES ACTS

#### CHAPTER VI

#### MATTERS ARISING SUBSEQUENT TO WINDING UP

#### **653 Objection to striking off by person aggrieved.**

- (1) The following applies if a company or any member or creditor of it feels aggrieved by the company having been struck off the register.
- (2) The court, on an application by the company or the member or creditor made before the expiration of 20 years from publication in the Gazette of notice under section 652, may, if satisfied that the company was at the time of the striking off carrying on business or in operation, or otherwise that it is just that the company be restored to the register, order the company's name to be restored.
- (3) On an office copy of the order being delivered to the registrar of companies for registration the company is deemed to have continued in existence as if its name had not been struck off; and the court may by the order give such directions and make such provisions as seem just for placing the company and all other persons in the same position (as nearly as may be) as if the company's name had not been struck off.

#### **Modifications etc. (not altering text)**

- C1** S. 653(2) applied (with modifications) (E.W.) (1.11.1992) by [Charities Act 1960 \(c. 58\), s. 30\(4\)](#) (as inserted (1.11.1992) by [Charities Act 1992 \(c. 41\), s. 10\(1\)](#); S.I. 1992/1900, art. 3, [Sch.2](#)).
- S. 653(2) modified (E.W.) (1.8.1993) by [1993 c. 10, ss. 63\(4\), 99\(1\)](#)
- S. 653(2) extended (31.10.1994) by [1994 c. 21, s. 36\(5\)](#) (with s. 40(7)); S.I. 1994/2553, [art. 2](#)

**Status:**

Point in time view as at 01/02/1991. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the Companies Act 1985, Section 653.