

(II) WINDING UP BY THE COURT.

Jurisdiction.

Jurisdiction
for winding
up

209. (1) The District Court of the District in which the registered office of the company is situate, consisting of the President of such Court and one or two members thereof, shall have jurisdiction to wind up any company registered in the Colony :

Provided that—

- (a) where the amount of the share capital of a company paid up or credited as paid up, does not exceed five thousand pounds, the President or any District Judge of such Court shall have concurrent jurisdiction with the District Court constituted as hereinbefore provided to wind up the company ;
- (b) Any interlocutory order in any winding up proceedings not disposing of such proceedings on their merits, may be made by the President or any District Judge of the District Court of the District in which the registered office of the company is situate except that, where the amount in dispute or the subject matter for which the order is sought exceeds five thousand pounds, no such order shall be made without the consent of the parties.

(2) Nothing in this section shall invalidate a proceeding by reason of its being taken in a wrong Court.

(3) For the purposes of this section, the expression " registered office " means the place which has longest been the registered office of the company during the six months

immediately preceding the presentation of the petition for winding up.

210. (1) The winding up of a company by the Court or any proceedings in the winding up may at any time and at any stage, and either with or without application from any of the parties thereto, be transferred from one Court to another Court, or may be retained in the Court in which the proceedings were commenced although it may not be the Court in which they ought to have been commenced.

Transfer of proceedings from one Court to another and statement of case by the Court.

(2) The powers of transfer given by the foregoing provisions of this section may, subject to and in accordance with general rules, be exercised by the Chief Justice.

(3) If any question arises in any winding up proceeding in a Court which all the parties to the proceeding, or which one of them and the Court, desire to have determined in the first instance in the Supreme Court, the Court shall state the facts in the form of a special case for the opinion of the Supreme Court, and thereupon the special case and the proceedings, or such of them as may be required, shall be transmitted to the Supreme Court for the purposes of the determination.