

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

Civil Appeal No(s). _____/2026
SLP (C) No(s). 11398/2026

OFFICIAL LIQUIDATOR OF M/S. KIRLOSKAR INVESTMENTS AND FINANCE LTD.,
(IN LIQUIDATION) Appellant(s)

VERSUS

M.C. SOMASHEKAR & ORS.

Respondent(s)

O R D E R

1. Leave granted.
2. Heard learned counsel for the parties.
3. This appeal impugns the order of the High Court of Karnataka at Bengaluru dated 19.01.2026 whereby I.A. No.3/2025 seeking condonation of 42 days delay in filing the appeal under Section 483 of the Companies Act, 1956 read with Section 4 of the Karnataka High Court Act, 1961, Rules 6 and 9 of the Companies (Court) Rules, 1959, has been rejected.
4. Upon consideration of the submissions and perusal of the materials available on record, we are of the view that the High Court ought to have condoned the delay and heard the

appeal on merits.

5. In view of the above, the order of the High Court rejecting the delay condonation application is set aside.

6. The delay in filing the appeal is condoned.

7. The appeal is accordingly allowed. As a result, the appeal of the appellant bearing O.S.A No. 6/2025 shall be restored on the file of the High Court and be decided in accordance with law.

8. Pending application(s), if any, shall stand disposed of.

.....J
[MANOJ MISRA]

.....J
[VIJAY BISHNOI]

New Delhi;
August 17, 2026.

ITEM NO.50

COURT NO.10

SECTION IV-A

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Civil Appeal No(s). /2026
SLP (C) No(s). 11398/2026

[Arising out of impugned final judgment and order dated 19-01-2026 in OSA No. 6/2025 passed by the High Court of Karnataka at Bengaluru]

OFFICIAL LIQUIDATOR OF M/S. KIRLOSKAR INVESTMENTS AND FINANCE LTD.,
(IN LIQUIDATION) Petitioner(s)

VERSUS

M.C. SOMASHEKAR & ORS.

Respondent(s)

IA No. 217722/2026 - APPLICATION FOR PERMISSION

Date : 17-08-2026 This matter was called on for hearing today.

CORAM HON'BLE MR. JUSTICE MANOJ MISRA
HON'BLE MR. JUSTICE VIJAY BISHNOI

For Petitioner(s) Dr. Aditya Sondhi, Sr. Adv.
Ms. Rohini Musa, AOR
Ms. Devika Dhawan, Adv.

For Respondent(s) Mr. Nikhil Goel, Sr. Adv.
Mr. Ashwin V. Kotemath, Adv.
Mr. Harisha S.r., AOR

UPON hearing the counsel the Court made the following
O R D E R

1. Leave granted.
2. The appeal is allowed in terms of the signed order placed on the file.
3. Pending application(s), if any, shall stand disposed of.

(CHETAN ARORA)
ASTT. REGISTRAR-cum-PS

(SAPNA BANSAL)
COURT MASTER (NSH)