

THE NATIONAL COMPANY LAW APPELLATE TRIBUNAL
PRINCIPAL BENCH, NEW DELHI
Interlocutory Application No.4553/2026
Un-numbered Company Appeal (AT) (Ins.) No. /2026
(F.No.18.05.2026/NCLAT/UR/05046)

In the matter of:

IDBI Bank Limited

.... Appellant

Vs.

Chetan Shrimanker

..... Respondents

Appearance: None

10th July, 2026
(Hybrid Mode)

This is an application to extend the time granted for curing the defects.

The facts giving rise to present IA (re-filing) are that the Appellant e-filed the Memo of Appeal on 10.05.2026. The Office after scrutiny of the Memo of Appeal on 18.05.2026, intimated the defects to the Appellant on the same day. The Appellant re-filed the Appeal on 29.06.2026. It is stated in the IA That in the aforesaid matter due to inadvertence and the summer holidays, the defects could not be removed and the matter could not be refiled within the stipulated period and he counsel for the appellant removed the defects on three occasions, but due to inadvertence the defects could not be removed from the main appeal and application, therefore, the matter was in defects lastly on 19.06.2026 due to oversight the defects could not be removed. The Delay of 35 days caused in re-filing the aforesaid appeal after removal of defect is neither intentional nor deliberate. Hence, there is delay of 35 days in refiling the Memo of Appeal, so the same may be condoned.

None appeared for the Appellant. Perused the averments made in the IA as well as Office report.

The Appellant was required to re-file the Memo of Appeal within seven days from the date of intimation of the defects. However, the Appellant re-filed the Memo of Appeal with a delay of 35 days, hence, the case may be placed before the Hon'ble Bench with defect for appropriate orders.

List the case before the Hon'ble Bench under the heading 'for admission with defect (fresh case)'.

(Raj Kumar)
Registrar