

**THE NATIONAL COMPANY LAW APPELLATE TRIBUNAL**  
**PRINCIPAL BENCH, NEW DELHI**  
**Interlocutory Application No.5793/2026**  
**Un-numbered Company Appeal (AT) (Ins.) No.     /2026**  
**(F.No.27.04.2026/NCLAT/UR/04324)**

**In the matter of:**

Employees Provident Fund Organisation ..... Appellant

Vs.

Satyendra Prasad Khorania, RP of  
Swastik Copper Pvt. Ltd. ....Respondent

Appearance:           None for the Appellant.

**17<sup>th</sup> August, 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 22.04.2026. The Office after scrutiny of the Memo of Appeal on 27.04.2026, intimated the defects to the Appellant on the same day. The Appellant re-filed the Appeal on 05.08.2026. It is stated in the IA that delay of 94 days occurred due to time taken in obtaining internal approvals from the competent authority; administrative processing within the department; collating records, obtaining signature and stamps of the AR on the annexures, typing or translating the documents. The Appellant was also simultaneously required to prepare, nine other defects-free Appeals. The Panel Counsel was also engaged in appearances and proceedings before various District Court, High Courts and Hon'ble Supreme Court of India. Hence, the delay, so the same may be condoned.

None appeared on behalf of 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 93 days, hence, the case 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