

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No(s).18902/2026

[Arising out of impugned final judgment and order dated 16-09-2026 in CRMM No.52238/2026 passed by the High Court of Punjab & Haryana at Chandigarh]

PM FINCAP LIMITED

Petitioner(s)

VERSUS

SANTOSH MAHALINGAM & ANR.

Respondent(s)

IA No. 304516/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 304514/2026 - PERMISSION TO FILE LENGTHY LIST OF DATES

Date : 14-10-2026 This matter was called on for hearing today.

CORAM : HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE JOYMALYA BAGCHI

For Petitioner(s) :Mr. Sidharth Luthra, Sr. Adv.
Mr. Zoheb Hossein, Sr. Adv.
Mr. Jitesh Malik, Adv.
Ms. Ria Yadav, Adv.
Ms. Sumana Mukherjee, Adv.
Mr. Jatin Hooda, Adv.
Mr. Satish Kumar- 1822, AOR

For Respondent(s) :Mr. Kapil Sibal, Sr. Adv.
Mr. P.B. Suresh, Sr. Adv.
Mr. Mahesh Agarwal, Adv.
Mr. Ankur Saigal, Adv.
Ms. Deepsikha Mishra, Adv.
Mr. E. C. Agrawala- 177, AOR

Mr. Lokesh Sinhal, Sr. A.A.G.
Mr. Anurag Kulharia- 4427, AOR

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

1. This Special Leave Petition is directed against the order dated 16.09.2026 passed by Punjab and Haryana High Court, whereby respondent no.1 was permitted to return to India and thereafter

surrender before the Court and seek regular bail. This order was passed in the backdrop that the prayer for anticipatory bail to respondent no.1 already stood rejected up to this Court. Thereafter, he went abroad, and meanwhile, non-bailable warrants were issued against him.

2. While issuing notice in the Special Leave Petition, this Court, vide order dated 06.10.2026, stayed the direction of the High Court to the extent that respondent no.1 is permitted to return to India and then to surrender. A further direction was issued to respondent no.1 to show his *bona fide* by depositing a sum of Rs.70 crores with the Registry of this Court.

3. The respondent no.1 has now filed an application (Crl.M.P. No.319988/2026), inter alia, pointing out that he has already returned to India on 29.09.2026, and that this fact was not brought to the notice of this Court. Respondent no.1 is also stated to have deposited a sum of Rs.50 lakhs with the Registry of Punjab and Haryana High Court. The respondent no.1 has further stated that he is willing to deposit Rs.10 crores with the Registry of this Court, and the balance Rs.60 crores in five quarterly installments.

4. We have heard learned Senior Counsel for the parties.

5. In view of the fact that respondent no.1 has already returned to India, the prayer made in this Special Leave Petition, questioning the High Court's order, whereby respondent no.1 was permitted to return to India and surrender, has become infructuous.

6. The Special Leave Petition is, accordingly, disposed of as

having become infructuous.

7. Since the High Court has granted time to respondent no.1 to surrender till 27.10.2026, he will be at liberty to apply for regular bail meanwhile.

8. The interim order dated 06.10.2026 stands vacated.

9. Pending applications, if any, stand disposed of.

(ARJUN BISHT)
ASTT. REGISTRAR-cum-PS

(PREETHI DILEEP KUMAR)
DY. REGISTRAR