

ITEM NO.47

COURT NO.5

SECTION IX

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

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 36652/2026

[Arising out of impugned final judgment and order dated 10-06-2026 in IA No. 3876/2026 passed by the High Court of Judicature at Bombay]

NIRANI SUGARS LIMITED

Petitioner(s)

VERSUS

THE REGIONAL JOINT DIRECTOR (SUGAR) &amp; ORS.

Respondent(s)

IA No. 180581/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 180583/2026 - EXEMPTION FROM FILING O.T.

IA No. 180580/2026 - PERMISSION TO FILE PETITION (SLP/TP/WP/..)

Date : 16-06-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE JOYMALYA BAGCHI  
HON'BLE MR. JUSTICE VIPUL M. PANCHOLI

[PARTIAL COURT WORKING DAYS BENCH]

For Petitioner(s) Mr. Dama Sheshadri Naidu, Sr. Adv.  
Mr. Sandeep Sudhakar Deshmukh, AOR  
Mr. Nishant Sharma, Adv.  
Mr. Ankur Savadikar, Adv.  
Mr. Kartik Sharma, Adv.

For Respondent(s) Mr. Tushar Mehta, Solicitor General  
Mr. Shrirang B. Varma, Adv.  
Mr. Siddharth Dharmadhikari, Adv.  
Mr. Aaditya Aniruddha Pande, AOR

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

1. Permission to file Special Leave Petition is granted.
2. Mr. D.S. Naidu, learned senior counsel for the petitioner submits that he is a lessee of the sugar mill and cannot be foisted

with the liability to pay election funds for conducting elections of the Cooperative Society which is the owner of the sugar mill. He further submitted that Cooperative Society was a defaulter and steps were taken by a Consortium of Banks led by the Maharashtra Cooperative Bank under SARFAESI Act and the possession of the mill was taken over by Bank under Section 14 of SARFAESI Act and lease was executed in favour of his client.

3. We have gone through the impugned order *inter alia* directing the petitioner lessee to deposit a sum of Rs.40,11,745/- (Rs. Forty Lakh Eleven Thousand Seven Hundred and Forty Five only) on or before 17.06.2026 for conducting elections. Such order had been passed on the prayer made by the Regional Joint Director (Sugar), Pune who had been entrusted with the duty to conduct the elections and had *inter alia* prayed i.e. respondent no. 2 to 4 herein (writ petitioners in the Writ Petition) to deposit the election fund.

4. Admittedly, Mr. Naidu's client was not a party to the proceeding and was not even heard before the direction came to be passed.

5. Given these situations, we permit the petitioner to approach the High Court within 7 days and pray for recall/modification of the direction to deposit of a sum of Rs.40,11,745/- (Rs. Forty Lakh Eleven Thousand Seven Hundred and Forty Five Only) by 17<sup>th</sup> July, 2026. Such direction shall remain stayed for a period of two weeks to enable the petitioner to approach the High Court.

6. In the event, the petitioner fails/neglects to approach the High Court within the time frame, the direction shall stand automatically revived.

7. With the above directions, the Special Leave Petition is disposed of.

8. Pending applications, if any, shall stand disposed of.

(KANCHAN CHOUHAN)  
SENIOR PERSONAL ASSISTANT

(CHETNA BALOONI)  
COURT MASTER (NSH)