

ITEM NO.301

COURT NO.13

SECTION II-C

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

MISCELLANEOUS APPLICATION Diary No(s). 35583/2026

[Arising out of impugned final judgment and order dated 26-05-2026 in Crl.A. No. 2849/2026 passed by the Supreme Court of India]

M/S MANSI FINANCE (CHENNAI) LTD

Petitioner(s)

VERSUS

LALITHA & ORS.

Respondent(s)

IA No. 212214/2026 - APPEAL UNDER ORDER V RULE 3 OF SCR 2013

IA No. 178067/2026 - APPLICATION FOR PERMISSION

IA No. 178068/2026 - INTERVENTION APPLICATION

IA No. 183707/2026 - CLARIFICATION/DIRECTION

Date : 18-08-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE PRASHANT KUMAR MISHRA

HON'BLE MR. JUSTICE N.V. ANJARIA

For Petitioner(s) : Mr. A.M. Singhvi, Sr. Adv.
Ms. Pragya Parijat Singh, AOR

For Respondent(s) : Mr. Shyam Divan, Sr. Adv.*
Mr. Gaurav Mehta, Adv.
Mr. Chaitanya Mehta, Adv.
Mr. Lzafeer Ahmad, AOR
Ms. Sonali Aggarwal, Adv.
Mr. Adith Deshmukh, Adv.
Mr. Pawan Kant Singh, Adv.

UPON hearing the counsel the Court made the following

O R D E R

1. Application (IA No. 178068/2026) seeking permission to intervene is allowed.

I.A. No.212214/2026

2. This Application is an appeal against the Order dated 13.07.2026 passed by the Registrar

rejecting the applicant's, (Ashok Commercial Enterprises') application for impleadment. The said application is allowed.

3. Applicant, *Ashok Commercial Enterprises*, is permitted to intervene in the miscellaneous application.

FURTHER ORDER

4. Permission sought by way of an application (I.A. No. 178067/2026) to file Miscellaneous Application, is allowed.

5. Dr. A.M. Singhvi, learned senior counsel appearing for the applicant, *Vyomesh Mahipatray Shah*, would submit that the applicant is facing prosecution under Section 138 of the Negotiable Instruments Act, 1881, basis a transaction originating from a promissory note, therefore, the judgment rendered by this Court in the case of *M/S MANSI FINANCE (CHENNAI) LTD. Versus M. LALITHA & ORS.* (Criminal Appeal No. 2849 of 2026) on 26.05.2026, which also deals with a promissory note, needs to be clarified for the fact that a promissory note in the State of Maharashtra is not treated to be a negotiable instrument under Section 2(13)(j) of the Maharashtra Money Lending (Regulation) Act, 2014.

6. Issue notice to the respondent(s) on the application (I.A No.183707/2026) seeking clarification/ direction.

7. Mr. Shyam Divan, learned senior counsel assisted by Mr. Lzafeer Ahmad, learned AOR, accepts notice for the respondent(s) and undertakes to file counter affidavit to the application (I.A No.183707/2026) within two weeks.

8. Rejoinder thereto, if any, may also be filed within two weeks after filing of the counter affidavit.

9. Post the matter on 07.10.2026 at 03:00 p.m.

(NISHA KHULBEY)
COURT MASTER(SH)

(AKSHAY KUMAR BHORIA)
COURT MASTER(NSH)