

THE NATIONAL COMPANY LAW APPELLATE TRIBUNAL
PRINCIPAL BENCH, NEW DELHI
Interlocutory Application No.3939/2026
Interlocutory Application No. _____/2026 in
(F.No.20.02.2026/NCLAT/UR/10578)
Company Appeal (AT) (Ins.) No.650 of 2025

In the matter of:

Bank of Baroda Applicant
In	
Harkar Developers Pvt. Ltd. Appellant
Vs.	
Dera Finvest Pvt. Ltd. & Ors. Respondents

Appearance: None for the Applicant.

26th May, 2026
(Hybrid Mode)

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

The facts of the case are that the Applicant e-filed the Interlocutory Application (IA) on 07.11.2025. The Office after scrutiny of the IA on 20.02.2026, intimated the defects to the Applicant on the same day. The Applicant re-filed the IA on 25.05.2026. It is stated in the Interlocutory Application (IA) that it is respectfully submitted that owing to the unintentional error in noting the correct date of hearing, the counsel for Respondent No. 3 could not appear before this Hon'ble Tribunal on 14.08.2025 & 15.09.2025. The absence was purely accidental and not deliberate, and there was no intention whatsoever on part of Respondent No. 3 or its counsel to remain absent or to delay the proceedings and file reply. Now the present Respondent No.3 Secured Financial Creditor wants to participate in the above captioned proceedings therefore the present application for setting aside the Ex-parte order passed by this Hon'ble Tribunal was filed. That the present application has been made bona-fide and in the interest of justice, and it is just, fair and equitable that the delay of 87 day's in re-filing the present Application be condoned.

None appeared on behalf of the Applicant. Perused the averments made in the IA as well as Office report.

The Applicant was required to re-file the IA within seven days from the date of intimation of the defects. However, the Applicant re-filed the IA with a delay of 87 days, hence, the IA may be placed before the Hon'ble Bench for appropriate orders.

(Raj Kumar)
Registrar