

ITEM NO.45+58

COURT NO.16

SECTION XII

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 (C) No(s). 36898/2026

[Arising out of impugned final judgment and order dated 30-07-2026 in CRP No. 4812/2023 passed by the High Court of Judicature at Madras]

K.S.MANI ELECTRICALS

Petitioner(s)

VERSUS

GANESH ELECTRICALS

Respondent(s)

IA No. 320639/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

WITH (Item no. 58)

SLP(C)No(s).37446/2026

[TO BE TAKEN UP ALONG WITH ITEM NO. 45 I.E. SLP(C) No. 36898/2026]
IA No. 327470/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Date : 26-10-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SANDEEP MEHTA
HON'BLE MR. JUSTICE DEVENDRA KUMAR UPADHYAYA

For Petitioner(s) Mr. Anish R. Shah, AOR
Mr. Ankit Sahu, Adv.

For Respondent(s)

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

Signature Not Verified
Digitally signed by
VARSHA MENON RATTI
Date: 2026.10.26
17:17:17 IST
Reason: [?]

Heard learned counsel for the petitioner.

The petitioner was the respondent before the High Court and the defendant in the Original Suit.

The learned Single Judge of the High Court disposed of C.R.P. Nos. 4807 and 4812 of 2023 by a common final order dated 12.06.2025.

The matters were again listed before the High Court on 30.07.2026 under the caption "For Being Mentioned", at the instance of learned counsel for the original petitioner in the disposed of revision petitions. In the impugned order, the High Court observed that, although the names of the counsel for contesting respondents had been printed in the cause list, there was no representation on their behalf.

Learned counsel for the petitioner submits that, once the revision petitions had been finally disposed of by the order dated 12.06.2025, the engagement of the counsel in the disposed-of matters could not be presumed to continue. It is, therefore, contended that the petitioner could not be expected to be represented merely because the matter was listed under the caption "For Being Mentioned" more than a year after the disposal of the revision petitions.

It is further submitted that the observations made by the High Court in paragraphs 9 and 10 of the impugned order would prejudice the petitioner's rights in the pending suit. Learned counsel submits that the impugned order was passed behind the petitioner's back and without issuing notice to the petitioner.

Issue notice to the respondent, returnable in six weeks.

In the meantime, the effect and operation of the impugned order dated 30.07.2026 passed by the High Court of Judicature at

Madras in C.R.P. No. 4812 of 2023 and the order dated 09.09.2026 passed in C.R.P. No. 5551 of 2026, shall remain stayed.

(VARSHA MENDIRATTA)
ASTT. REGISTRAR-cum-PS

(AKSHAY KUMAR BHORIA)
COURT MASTER (NSH)