

THE NATIONAL COMPANY LAW APPELLATE TRIBUNAL
PRINCIPAL BENCH, NEW DELHI
Interlocutory Application No.5056/2026
Un-numbered Company Appeal (AT) (Ins.) No. /2026
(F.No.16.04.2026/NCLAT/UR/03823)

In the matter of:

Consortium of Oberoi Realty Ltd., Shree Naman
Developers Pvt. Ltd. and JM Financial Properties
and Holdings Ltd. Appellant

Vs.

Monitoring Committee of Hotel Horizon
Pvt. Ltd. & Ors. Respondents

Appearance: Shreyas Edupuganti, and Likheit Agarwal, Advocates for
the Appellant.

23rd July, 2026
(Hybrid Mode)

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

The facts giving rise to present IA (re-filing) are that the Appellant e-filed the Memo of Appeal on 10.04.2026. The Office after scrutiny of the Memo of Appeal on 16.04.2026, intimated the defects to the Appellant on the same day. The Appellant re-filed the Appeal on 17.07.2026. It is stated in the IA that pursuant to the defects raised by the Registry, the Appellant was required to, inter alia, rectify the e-filing particulars, carry out necessary corrections in the pleadings, replace certain illegible documents, prepare the appeal paper book in the prescribed format with proper pagination and bookmarking, file the requisite affidavits, authorisations and other supporting documents, and comply with the other procedural requirements stipulated by the Registry. Considering the nature of the defects and the voluminous record forming part of the captioned Appeal, the said exercise took longer than anticipated. Hence, there is delay of 84 days in re-filing the Memo of Appeal, so the same may be condoned.

Heard Ld. Counsel for Appellant and perused the averments made in the IA as well as Office report.

The Appellant was required to re-file the Memo of Appeal within seven days from the date of intimation of the defects. However, the Appellant re-filed the Memo of Appeal with a delay of 85 days, hence, the case may be placed before the Hon'ble Bench with defect for appropriate orders.

List the case before the Hon'ble Bench under the heading 'for admission with defect (fresh case)'.

(Raj Kumar)
Registrar