ITEM NO.15 COURT NO.3 SECTION XVI

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) DIARY NO(S). 60402/2026

[Arising out of impugned final judgment and order dated 19-11-2025 in CO No. 3683/2023 passed by the High Court at Calcutta]

DINESH AGARWAL Petitioner(s)

VERSUS

FULLERTON INDIA HOME FINANCE LIMITED & ORS. Respondent(s)

IA No. 347810/2026 - CONDONATION OF DELAY IN FILING, IA No. 347813/2026 - CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS

Date : 28-11-2026 This matter was called on for hearing today.

CORAM :
HON'BLE MRS. JUSTICE B.V. NAGARATHNA
HON'BLE MR. JUSTICE DEVENDRA KUMAR UPADHYAYA

For Petitioner(s) Mr. K. Parmeshwar, Sr. Adv.
Mr. Ieeshan Sharma, Adv.
Mr. Aayush Abhishek, Adv.
Mr. Kumar Arnav Singh Deo, Adv.
Mr. Alkesh Kumar, Adv.
Mr. Saurabh Maheshwari, Adv.
Mr. Jay May Sarkar, Adv.
Mr. Anil Kumar- 1649, AOR

For Respondent(s)

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

1. Delay in refiling is condoned.

2. We have heard learned senior counsel for the petitioner. We do not find any reason to interfere with the impugned order of the High Court. However, liberty is reserved to the petitioner herein to make a

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Date: 2026.11.28 16:17:45 IST
Reason:

representation to respondent no.1 - financial institution for release of the amount, the petitioner is entitled to, which amount is said to have been paid by the petitioner to the debtor/seller in consultation with the seller.

3. Further the petitioner is at liberty to seek any other remedy against the debtor/seller of the subject property to the petitioner herein.

4. Having regard to the facts of the case, the special leave petition is hence dismissed.

5. All pending applications including application for condonation of delay shall stand disposed of.

(KAVITA PAHUJA)
ASTT. REGISTRAR-cum-PS

(DIVYA BABBAR)
COURT MASTER (NSH)