

ITEM NO.13

COURT NO.2

SECTION XVII

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

CIVIL APPEAL Diary No(s). 5973/2023

CHARISMA BUILDERS

Petitioner(s)

VERSUS

GAUTAM R. PADIVAL & ORS.

Respondent(s)

**(IA No. 52844/2023 - APPLICATION FOR PERMISSION
IA No. 49424/2023 - CONDONATION OF DELAY IN FILING
IA No. 49423/2023 - STAY APPLICATION)**

WITH

Diary No(s). 5899/2023 (XVII)

**(IA No.83289/2023-CONDONATION OF DELAY IN FILING and
IA No.83292/2023-CONDONATION OF DELAY IN REFILING / CURING THE
DEFECTS and
IA No.85334/2023-PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)**

Date : 15-05-2023 These matters were called on for hearing today.

CORAM :

**HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH**

For Petitioner(s) **Mr. Abhishek Manu Singhvi, Sr. Adv.**
Mr. Dhruv Mehta, Sr. Adv.
M/S. Veritas Legis, AOR
Mr. Ananga Bhattacharyya, Adv.
Mr. Rohit Rao N, Adv.
Mr. Vatsal Anand, Adv.
Ms. L. Nidhiram Sharma, Adv.

Mr. S. S. Naganand, Sr. Adv.
Mr. Venkita Subramoniam T.R., AOR
Mr. Raghavendra S. Srivatsa, Adv.
Mr. Rahat Bansal, Adv.
Mr. Likhi Chand Bonsle, Adv.

For Respondent(s) **Mr. Gopal Sankaranarayana, Sr. Adv.**
Mr. Aditya Verma, AOR
Mr. K. Rigved Prasad, Adv.

Mr. Utkarsh Joshi, Adv.
Ms. Shivani Vij, Adv.

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

Delay condoned.

Application seeking permission to file additional documents/facts/annexure is allowed.

Admit.

Both the appeals have been filed by the successful bidder as well as the Company while the respondents before us are the contesting shareholders.

Issue notice, which is accepted by learned counsel for the respondents. Service be completed.

Learned counsel for the appellant to file additional documents which are stated to be on record before the NCLAT. Needful be done within two weeks, as prayed.

Learned counsel for respondent seeks to file reply. Reply be filed within four weeks thereafter.

Rejoinder, be filed, within two weeks thereafter.

No fresh Joint Development Agreement (JDA) would be entered into pursuant to the impugned order.

The shareholding position as on date be also not altered for the time being.

List on the regular board on Wednesday in the Month of October, 2023.

(RASHMI DHYANI PANT)
COURT MASTER

(RANJANA SHAILEY)
COURT MASTER (NSH)