

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO. 8010 OF 2019

B PRASHANTH HEGDE

Appellant(s)

VERSUS

STATE BANK OF INDIA & ANR.

Respondent(s)

O R D E R

Heard the learned Senior Counsel appearing for the parties.

Following our judgment in Sagar Sharma and Another vs. Phoenix ARC Pvt. Ltd. And Another, 2019 SCC OnLine SC 1332, we set aside the impugned judgment of the National Company Law Appellate Tribunal, New Delhi dated 26.09.2019.

The NCLAT will now re-examine the question of limitation having regard to the judgments in B.K. Educational Services Private Limited vs. Parag Gupta and Associates, 2018 SCC OnLine SC 1921 as well as Sagar Sharma and Another (supra) applying Article 137 of the Limitation Act, as expeditiously as possible.

The appeal is allowed in the aforesaid terms.

Further pending proceedings will be held in abeyance.

Pending applications stand disposed of.

..... J.
(ROHINTON FALI NARIMAN)

..... J.
(V. RAMASUBRAMANIAN)

New Delhi;
October 21, 2019.

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

Civil Appeal No(s). 8010/2019

B PRASHANTH HEGDE

Appellant(s)

VERSUS

STATE BANK OF INDIA & ANR.

Respondent(s)

(IA No.157937/2019-EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT and IA No.157935/2019-EX-PARTE STAY)

Date : 21-10-2019 This appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN
HON'BLE MR. JUSTICE V. RAMASUBRAMANIAN

For Appellant(s) Mr. C. Aryama Sundaram, Sr. Adv.
Mr. Sanjay R. Hegde, Sr. Adv.
Mr. Pranjal Kishore, Adv.
Mr. Zaffar Inayat, Adv.
Ms. Rohini Musa, Adv.
Mr. M. P. Vinod, AOR

For Respondent(s) Mr. K.V. Vishwanathan, Sr. Adv.
Mr. Sanjay Kapur, AOR
Ms. Megha Karnwal, Adv.
Mr. V.M. Kannan, Adv.
Ms. Shubra Kapur, Adv.

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

The appeal is allowed in terms of the signed order.

(R. NATARAJAN)
COURT MASTER (SH)

(NISHA TRIPATHI)
BRANCH OFFICER

(Signed order is placed on the file)