IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 8819/2026

UDAY KUMAR SAHU & ANR. **Appellant(s)**

VERSUS

BIRENDRA KUMAR AGARWAL & ORS. **Respondent(s)**

O R D E R

1. Heard Mr. Ramchandra Madan, learned counsel for the appellants.
2. We are not inclined to interfere with the impugned order of the National Company Law Appellate Tribunal(NCLAT). The Civil Appeal is, accordingly, dismissed.
3. Learned counsel for the appellants submits that the appellants proposes to seek impleadment in the pending appeal challenging approval granted to the plan. If such remedies are available in law, the appellants are free to exercise the same.
4. It is also needless to state that the National Company Law Appellate Tribunal will consider any such application in accordance with law.
5. Pending application(s), if any, shall stand disposed of.

……J.
(K.V. VISWANATHAN)

……J.
(ARUN PALLI)

NEW DELHI;
OCTOBER 01, 2026

ITEM NO.30 COURT NO.12 SECTION XVII-B

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). 8819/2026

UDAY KUMAR SAHU & ANR. Appellant(s)

VERSUS

BIRENDRA KUMAR AGARWAL & ORS. Respondent(s)

(FOR ADMISSION
IA No. 195924/2026 - STAY APPLICATION)

Date : 01-10-2026 This matter was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE K.V. VISWANATHAN
HON'BLE MR. JUSTICE ARUN PALLI

For Appellant(s) Mr. Ramchandra Madan, AOR
Mr. Tushar Nigam, Adv.
Mr. Himanshu Yadav, Adv.

For Respondent(s) Mr. Arjun Garg, AOR
Ms. Arushi Kulshrestha, Adv.
Mr. Saaransh Shukla, Adv.
Ms. Muskan Bensla, Adv.
Ms. Mrinmoyee Das, Adv.

Mr. M. Gireesh Kumar, Adv.
Mr. Ankur S. Kulkarni, AOR
Mr. Sanjay Singh, Adv.
Ms. Sneha Mathew, Adv.

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

1. The Civil Appeal is dismissed in terms of the signed order.

2. Pending application(s), if any, shall stand disposed of.

(RADHA SHARMA) (NIKITA SINGH)
ASTT. REGISTRAR-cum-PS COURT MASTER (NSH)
(Signed order is placed on the file)