IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. OF 2026
(@ Diary No. 60604/2026)

ATHENA CONSTRUCTIONS LIMITED APPELLANT(S)

VERSUS

MEHUL HARISH GOSAR & ORS. RESPONDENT(S)

ORDER

1. Delay of 14 days in filing is condoned.

2. Having regard to the nature of order impugned, we are not inclined to entertain the present civil appeal under Section 62 of the Insolvency and Bankruptcy Code, 2016.

3. Learned senior counsel appearing for the appellant invites our attention to the last two paragraphs of the order impugned and requests the Court to direct the National Company Law Appellate Tribunal('NCLAT') to expeditiously consider and dispose of the objections/preliminary objections of the appellant.

4. We take note of the request and grant liberty to the appellant to request the Appellate Tribunal for expeditious disposal, since an interim order is operating against the appellant. We are of the view that the Appellate Tribunal would do the needful and dispose of the matter in

accordance with law.

5. The civil appeal is disposed of in the above terms.

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

……...J.
[S.V.N. BHATTI]

……...J.
[N.V. ANJARIA]

NEW DELHI;
OCTOBER 12, 2026.

ITEM NO.22 COURT NO.14 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……. Diary No. 60604/2026

[Arising out of impugned interim order dated 31-07-2026 in CAAT(I) No. 1371/2026 passed by the National Company Law Appellate Tribunal]

ATHENA CONSTRUCTIONS LIMITED Appellant(s)

VERSUS

MEHUL HARISH GOSAR & ORS. Respondent(s)

(IA No. 312621/2026 - CONDONATION OF DELAY IN FILING
IA No. 312618/2026 - EX-PARTE AD-INTERIM RELIEF)

Date : 12-10-2026 This matter was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE S.V.N. BHATTI
HON'BLE MR. JUSTICE N.V. ANJARIA

For Petitioner(s) Mr. Vaibhav Gaggar, Sr. Adv.
Mr. Arjun Kant, Adv.
Ms. Megha Gupta, Adv.
Mr. Sooraj Sharma, Adv.
Mr. Jatin Kochhar, Adv.
Ms. Lavanita Chityala, Adv.
Ms. Khushboo Acharya, Adv.
Mr. Dhruv Dewan, Adv.
Mr. Vansh Shrivastava, Adv.
Mr. Upamanyu Ganguly, Adv.
Mr. Syed Alwaz Asif, Adv.
Mr. Vipul Agrawal- 4251, AOR

For Respondent(s) Mr. Ramchandra Madan, AOR

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

1. Delay condoned.

2. The civil appeal stands disposed of in terms of the signed order which is placed on the file.

3. Pending application(s), if any, shall stand

disposed of.

(SNEHA DAS)
COURT MASTER (SH)

(NIDHI MATHUR)
COURT MASTER (NSH)