



\$~ C-12

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CO.PET. 829/2016

APPL INDUSTRIES LTD.

.....Petitioner

Through:

versus

LUMAX AUTOMATIVE SYSTEM LTD.

.....Respondent

Through: Mr. Amishtan Don, Ms. Charchika
Yadav, Advocates for applicant-
Sunil Kumar.

Mr. Sumit K. Batra, Advocate for
Official Liquidator.

Mr. Mudit Sharma, Ms. Nandini
Sharma, Advocates for applicants.

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

% **29.10.2025**

**CO.APPL. 676/2025 (for condonation of 940 days delay in filing the
application/appeal)**

This is an application filed by Mr. Sunil Kumar for condonation of 940 days' delay in filing of the application/appeal.

For the reasons stated, and with the consent of Mr. Sumit K. Batra, learned counsel for the Official Liquidator, the application is allowed, and delay in filing of the application/appeal is condoned.

CO.APPL. 677/2025 (for directions)

1. This is an application filed by Mr. Sunil Kumar challenging the letter dated 06.03.2023 issued by the Official Liquidator, by which he has been incorrectly categorised as an “employee” instead of “workman”, with respect to his claim against the company in liquidation.

2. Ms. Nandini Sharma, learned counsel for the applicant, states that



the applicant's claim should be considered in the category of “*workman*”, and his claim should be considered under Sections 529 and 529A of the Companies Act, 1956 [“the Act”]. She relies on similar applications being previously allowed in the present petition by orders dated 30.08.2024 and 07.03.2025.

3. Mr. Batra does not suggest that the present applicant's case is, in any way, distinguishable from the case of the applicants in the said applications.

4. The application is therefore disposed of with the direction to treat the applicant's claim under the category of “*workman*”, and thereby adjudicate his claim under Sections 529 and 529A of the Act.

PRATEEK JALAN, J

OCTOBER 29, 2025/“*Bhupi*”/AD/