

IN THE HIGH COURT OF KARNATAKA AT BENGALURU
[GITA REFRACTORIES PRIVATE LIMITED VS. UNION OF INDIA
AND OTHERS]

25.02.2026

(VIDEO CONFERENCING / PHYSICAL HEARING)

CORAM: HON'BLE MR. JUSTICE B M SHYAM PRASAD

ORAL ORDER

The Memo of Appearance filed by Ms. Anupama Hegde, the learned Central Government Counsel for the respondents, is accepted. Mr. Ajay J. N, the learned counsel for the petitioner, and Ms. Anupama Hegde are heard on the petitioner's grievance with the impugned orders under Section 454(5) of the Companies Act, 2013. The petitioner is called upon to pay certain penalty for the alleged infractions in the *Returns* filed.

Mr. Ajay J. N, while proposing to canvass on why the Adjudicating Officer's order cannot be sustained in the light of the explanation offered as against the alleged infractions, submits that the Regional Director [*the second respondent*], even without considering the grounds and the justifications offered, has disposed of the appeal by a perfunctory order

that only reads that the submissions of the petitioner's representative and the Adjudicating Officer's orders have been examined without any elaboration and that this violates the requirement of a decision in an appeal by a reasoned order. The learned counsel submits that the petition could indeed be disposed of restoring the appeal for reconsideration but until then, with due protection to the petitioner. Ms. Anupama Hegde submits that she will have to secure instructions in the light of the afore.

While so permitting, the office is directed to re-list this petition on **13.03.2026** but stipulating that there shall be no precipitation pursuant to the interim order.

(B M SHYAM PRASAD)
JUDGE