



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 26TH DAY OF MARCH, 2026

PRESENT

THE HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE C.M. POONACHA

COMMERCIAL APPEAL NO. 650 OF 2025

BETWEEN:

MULTIPLE SPECIAL STEEL PVT LTD.
SY.NO.30/11,
RAMANATH COMPLEX,
SHANTIPURA MAIN ROAD,
HUSKUR POST,
BENGALURU-560099,
REPRESENTED BY ITS DIRECTOR
G.MANIKANTAN,
S/O N.R. G. KRISHNAN

...APPELLANT

(BY SRI. S. ANIL KUMAR, ADVOCATE)

AND:

1. HDFC BANK
HEAD OFFICE
NRUPATUNGA ROAD,
BENGALURU-560001
REP BY RELATIONSHIP MANAGER
2. HDFC BANK
ELECTRONIC CITY,
BENGALURU,

Digitally
signed by
NIRMALA
DEVI
Location:
HIGH COURT
OF
KARNATAKA





KARNATAKA
REP BY THE BRANCH MANAGER
BENGALURU-560100

...RESPONDENTS

THIS COMAP IS FILED U/S. 13(1A) OF COMMERCIAL COURT ACT 2015, PRAYING TO SET ASIDE THE JUDGMENT AND DECREE DATED 21.06.2025 PASSED BY THE LXXXIX ADDITIONAL CITY CIVIL JUDGE AND SESSIONS JUDGE, COMMERCIAL COURT, AT BENGALURU (CCH 90), IN COM. OS NO. 1367/2023, DISMISSING THE SUIT OF THE APPELLANT / PLAINTIFF AND THEREBY DECREE THE SUIT AS PRAYED FOR BY ALLOWING THIS APPEAL WITH COSTS THROUGHOUT IN THE INTEREST OF JUSTICE AND EQUITY.

THIS APPEAL, COMING ON FOR ORDERS, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE
and
HON'BLE MR. JUSTICE C.M. POONACHA

ORAL JUDGMENT

(PER: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE)

1. The appellant has filed the present appeal beyond the period of stipulation for preferring the same. There is a delay of 108 days in filing the present appeal. The appellant has filed an application seeking condonation of delay. The only explanation provided for the delay is that the Managing Director of the appellant company



had to attend to work pertaining to a stall in an international exhibition. The relevant portion of the explanation is as under:-

"I got engaged in promoting my products and facilitating the receipt of bulk orders which took few months. Soon after completing the said work, I approached my counsel again and got the above appeal filed."

2. As apparent from the above, that the application seeking condonation is delay is bereft of any details. There is no mention as to when the international exhibition was held and the exact period during which the Managing Director of the appellant company is stated to have been involved in the same.

3. Notwithstanding the above, we are unable to accept that an inordinate delay of 108 days can be condoned. The amendment introduced by virtue of the Commercial Courts Act, 2015 restricts, the period within which an appeal can be preferred to sixty days. The objective of the same is to ensure that matters involving commercial disputes are disposed of expeditiously. Permitting an inordinate delay of 108 days, cases where no credible explanation for the delay is provided, would be debilitating the legislative intent, if the same is condoned.



4. In view of the above, we find no grounds to condone the delay. Application is dismissed. Consequently, the appeal is dismissed.

5. All pending applications are also disposed of.

Sd/-
(VIBHU BAKHRU)
CHIEF JUSTICE

Sd/-
(C.M. POONACHA)
JUDGE

Vmb
List No.: 2 Sl No.: 11