

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CRIMINAL) Diary No(s). 1473/2026

[Arising out of impugned final judgment and order dated 24-07-2025 in CRA No. 1042/2025 passed by the High Court of Judicature at Madras]

P VIJAYANAND

Petitioner(s)

VERSUS

SIVALINGAM SADHAPPAN & ANR.

Respondent(s)

(FOR ADMISSION

IA No. 127993/2026 - CONDONATION OF DELAY IN REILING / CURING THE DEFECTS)

Date : 04-05-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.V. VISWANATHAN  
HON'BLE MR. JUSTICE S.V.N. BHATTI

For Petitioner(s) :

Mr. V. Prabhakar, Sr. Adv.  
Ms. E. R. Sumathy, AOR  
Mrs. Jyoti Parasher, Adv.  
Mr. Saurabh Tiwari, Adv.  
Mr. Saksham Jain, Adv.

For Respondent(s) :

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

1. Heard Mr. V.Prabhakar, learned senior counsel appearing for the petitioner.
2. Delay condoned.

3. Learned senior counsel draws attention to page 55 (pdf 67) of the paperbook. Learned senior counsel submits that in paragraph 6, there is a categorical averment to the effect that Accused 2 to 4 are the Directors of the Accused 1 company and they are in-charge of day to day functioning of the Accused 1 company. It is further averred that Accused 2 to 4 are deemed to have committed an offence. Learned senior counsel submits that in the teeth of these categorical averments, if the respondents/accused were not involved in the affairs of the company, it was upto them to demonstrate.

4. Issue notice, returnable on 27<sup>th</sup> July, 2026.

5. Liberty is granted to file additional documents which are already part of the record in the Courts below.

(ANITA MALHOTRA)  
AR-CUM-PS

(MANOJ KUMAR)  
COURT MASTER