

ITEM NO.7

COURT NO.16

SECTION XVII-B

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Civil Appeal No(s). 828/2026

INTEC CAPITAL LIMITED

Appellant(s)

VERSUS

RAKESH PHULL

Respondent(s)

IA No. 40967/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED  
JUDGMENTIA No. 40966/2026 - PERMISSION TO FILE ADDITIONAL  
DOCUMENTS/FACTS/ANNEXURES

IA No. 40942/2026 - STAY APPLICATION

Date : 17-02-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE K.V. VISWANATHAN  
HON'BLE MR. JUSTICE VIPUL M. PANCHOLI

For Appellant(s) Mr. Rachit Mittal, AOR  
Mr. Manish Kumar, Adv.  
Mr. Parish Mishra, Adv.  
Mr. Shubham Sonthalia, Adv.  
Mr. Kanishk Raj, Adv.  
Ms. Srishti Agarwal, Adv.  
Mr. Abhishek Sinha, Adv.  
Mr. Shivansh Bansal, Adv.

For Respondent(s) Ms. Mayuri Raghuvanshi, AOR  
Mr. Vyom Raghuvanshi, Adv.  
Ms. Akanksha Rathore, Adv.

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

1. Mr. Rachit Mittal, learned counsel for the appellant drawing attention to page 24 (Pdf 36) of the impugned order (last seven lines) submits that even the NCLAT duly recognized that the debt was acknowledged in the balance sheet of the corporate debtor. The only aspect on which the appellant has been non suited is that their application to NCLT under Section 60 (5) was barred by time.

2. Learned counsel submits that the plan is awaiting approval and in any case the limitation for Section 60 (5) application is three years, and the application filed by the appellant was within time.
3. According to learned counsel for the appellant the debt due to the appellant is the range of Rs. 22,00,00,000/- (Rs. Twenty crores only) with accrued interest which finds acknowledgment in the balance sheet.
4. Issue notice.
5. Ms. Mayuri Raghuvanshi appears on caveat and accepts notice on behalf of the respondent. Hence, formal service of notice on the said respondent is waived. Let a reply be filed before the next date of hearing.
6. List the matter on 13.03.2026.
7. Parties to file their written submission in the matter.

**(KANCHAN CHOUHAN)**  
**SENIOR PERSONAL ASSISTANT**

**(NIKITA SINGH)**  
**COURT MASTER (NSH)**