HC-KAR

CNR: KAHC010542102026

NC: 2026:KHC:60211
CA No. 229 of 2026
In CA No.318 of 2023
In COP No.57 of 2012

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 29TH DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE MS. JUSTICE JYOTI M

COMPANY APPLICATION NO. 229 OF 2026

IN

COMPANY APPLICATION NO.318 OF 2023

IN

COMPANY PETITION NO.57 OF 2012

BETWEEN:

HITACHI PAYMENT SERVICES PVT. LTD.,
LEVEL 2, MPL SILICON TOWERS,
23/1, VELACHERRY TAMBARAN ROAD,
PALLIKARNAI, CHENNAI-600100,
TAMIL NADU.
REPRESENTED BY MANAGING DIRECTOR
SRI. LONEY ANTONY.

...APPLICANT

Digitally signed by PREMCHANDRA M R
Location: HIGH COURT OF KARNATAKA

(BY SRI. SHREYAS ACHARYA, ADVOCATE FOR
SMT. LAKSHMI MENON, ADVOCATE)

AND:

1. OFFICIAL LIQUIDATOR OF UNITED BREWERIES (HOLDINGS) LTD., (IN LIQN)
ATTACHED TO HIGH COURT OF KARNATAKA
CORPORATE BHAVAN, NO.26-27,
12TH FLOOR, RAHEJA TOWERS,
M.G ROAD, BENGALURU-560001.

2. SRI. LONEY ANTONY
FORMER MANAGING DIRECTOR
C/3001, 30TH FLOOR, OBEROI SPRINS,
NEAR MONGINS CAKE FACTORY,
LINK ROAD, ANDHERI WEST,
MUMBAI-400053, MAHARASHTRA.

3. SRI. SHYAM SUNDER CHANDRASEKHARAN
FORMER WHOLE TIME DIRECTOR
FLT NO.1202, 12TH FLOOR, BUILDING NO.7,
RAHEJA CLASSIQUE, NEW LINK ROAD,
OSHIWARA, ANDHERI WEST,
MUMBAI-400053, MAHARASHTRA.

4. SRI. SUMIL CHANDRAKANT VIKAMSE
MANAGING DIRECTOR,
D-1506, RNA CONTINENTAL
SUBHASHNAGAR LAYOUT,
NEAR CHEMBUR GYMKHANA CHEMBUR,
MUMBAI-400071, MAHARASHTRA

…RESPONDENTS

(BY SMT. KRUTHIKA RAGHAVAN, ADVOCATE FOR OL)

THIS COMPANY APPLICATION IS FILED UNDER ORDER 1 RULE 10(2) OF THE CODE OF CIVIL PROCEDURE, 1908 READ WITH RULE 9 OF THE COMPANY (COURTS) RULES, 1959 FOR DELETION OF RESPONDENTS NOS.2 TO 4 FROM THE ARRAY OF PARTIES.

THIS COMPANY APPLICATION IS LISTED FOR ORDERS, THIS DAY AN ORDER IS MADE AS UNDER:

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ORAL ORDER

Sri.Shreyas Acharya, counsel on behalf of Smt.Lakshmi Menon, for the applicant and Smt.Krutika Raghavan, counsel for the Official Liquidator appeared in person.

2. This application is filed seeking following reliefs:

(i) Allow the present application and delete respondent Nos.2 to 4, namely, Sri Loney Antony, Sri.Shyam Sunder Chandrashekharan and Sri.Sunil Chandrakant Vikamsey, from the array of parties to Company Application No.318/2023 and

(ii) Record and accept the undertaking given by respondent No.1 in paragraph 11 of the accompanying affidavit, that it shall satisfy and discharge any adverse order / decree that may be passed against it in the main application; and

(iii) Pass any other order(s) as this Hon'ble Court may deem fit and proper in the

facts and circumstances of the case, in the interest of justice and equity.

3. Counsel for the respective parties urged several contentions.

Counsel for official liquidator has filed a memo and it reads as under:

(i) That the instant application has been filed by respondent No.1 in CA 318/2023 for deletion of respondent No.1 in CA 318/2023 for deletion of respondent Nos.2 to 4 in CA No.318/2023.

(ii) It is submitted that the instant application may be allowed and respondent Nos.2 to 4 in CA No.318/2023 may be deleted subject to liberty being reserved to initiate action against the said respondents on any subsequent finding of fraud, misrepresentation, misfeasance or breach of trust etc. and the order being

made on basis of this memo should not prejudice such proceeding.

4. Heard the arguments and the memo is placed on record.

5. Respondent Nos.2 to 4 in CA No.318/2023 are deleted subject to liberty being reserved to initiate action against the said respondents on any subsequent finding of fraud, misrepresentation, misfeasance or breach of trust etc and this order should not prejudice such proceeding. Accordingly, Application in CA 229/2026 is ***allowed***.

The applicant is directed to make necessary note in the cause title of the application and also file amended cause title.

Sd/-
(JYOTI M)
JUDGE

SS
List No.:1 Sl No.:23