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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

\# **CNR No. DLHC010527672026**

\+ LPA 873/2026 & CM APPL. 75859/2026, CM APPL. 75860/2026, CM APPL. 75861/2026

BANK OF BARODA .....Appellant

Through: Mr. Santosh Kumar Rout, Standing Counsel

Versus

VINAY MITTAL & ORS. .....Respondents

Through: Mr. Amit Tiwari, CGSC with Ms. Ayushi Srivastava, Mr. Arpan Narwal, Mr. Kushagra Malik and Mr. Ujjwal Tyagi, Advocates for R3 and R4
Mr. O.P. Gaggar and Mr. Sachindra Karn, Advocates for R-5
Mr. Ankit Raj, SC with Mr. Saurabh Mishra, Advocate for R-6.

CORAM:
HON'BLE THE ACTING CHIEF JUSTICE
HON'BLE MR. JUSTICE SANJAY SHARMA

O R D E R

% 02.11.2026

1. We have heard the learned counsels appearing on behalf of the respective parties.

2. The challenge in the present Letters Patent Appeal, which is preferred under Clause 10 of the Letters Patent Act, is to the order dated 15th April, 2025, wherein the learned Single Judge allowed the writ petition and the

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impugned LOC issued against the petitioners therein *i.e.*, the respondents no. 1 and 2 herein came to be quashed and set aside.

3. The learned counsel appearing on behalf of the appellant-Bank of Baroda would urge that the learned Single Judge has placed reliance on the judgments of the Bombay High Court delivered in the matters of *Viraj Chetan Shah v. Union of India, 2024 SCC OnLine Bom 1195* and *Rajesh Kumar Mehta v. Union of India* passed in W.P. (C) 11707/2022.

4. According to her, the Special Leave Petition (C) No. 17194-17230/2024 preferred against the judgment delivered in *Viraj Chetan Shah(supra)* is pending and as such, it is still under challenge. It is submitted that a rider is provided by the Hon'ble Apex Court, *vide* Order dated 18th September, 2026, pending consideration of the SLPs on the interim stay, thereby directing the private respondents therein to seek permission from the High Court in the event they intend to travel abroad.

5. As such, it is urged that the learned Single Judge, in such an eventuality, ought not to have caused interference as the matter was *sub-judice* before the Hon'ble Apex Court.

6. As against the above, *Mr. Amit Tiwari*, learned CGSC appearing for respondent Nos. 3 and 4 states that a similar attempt on the part of the appellant was turned down by this Court in LPA No. 534/2026, which came to be dismissed on 28th July, 2026.

7. Apart from the fact that the order of the Hon'ble Apex Court in the matter of challenge to the judgment of *Viraj Chetan Shah(supra)* is not available for appreciation, once a similar attempt on the part of the appellant *i.e.*, LPA 534/2026 has suffered dismissal *vide* Judgment dated 28th July, 2026, as referred *supra*, we see no reason to cause interference in the

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appellate jurisdiction.

8. The appeal is devoid of merits, and accordingly, stands dismissed.

NITIN WASUDEO SAMBRE, ACJ

SANJAY SHARMA, J

NOVEMBER 2, 2026/*UK/GS*

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