Cassie

TUESDAY, 28 JULY 2026

DAILY

Court Digest

The day's most significant judgments from India's courts.

IN TODAY'S DIGEST

- Res Judicata | Erroneous Fact-Based Orders Bind Unless Jurisdictional : SC
- Delhi HC Allows Blocking of Mirror Websites for Copyright Infringement : Delhi HC
- BNSS 106 | Freeze Only Disputed Amounts in Cyber Fraud Cases : MP HC

20	2	13	5
JUDGMENTS	SUPREME COURT	HIGH COURTS	TRIBUNALS

Swipe to read all 20 judgments >>>

Inside this digest

20 judgments reported in full on cassie.in

— SUPREME COURT

Sanjiv Kumar vs Shakuntla Devi — Supreme Court — 4

Krishnan Narayana vs State of Andhra Pradesh — Supreme Court — 5

— HIGH COURTS

Archana vs The State Of Madhya Pradesh — Madhya Pradesh HC — 7

Home Box Office INC vs TREAMZY.TO — Delhi HC — 8

Mohammad Iqbal Wani v. UT of J&K — Jammu & Kashmir and Ladakh HC — 9

Sonam And Anr v. State Of Uttarakhand — Uttarakhand HC — 10

Bablu Dehury @ Ula v. State of Odisha — Orissa HC — 11

Variinder @ Rajan s/o Darrshan Khanna v. Narresh Darrshan Khanna — Bombay HC — 12

Triloki Nath vs Sarita — Delhi HC — 13

Rahul Gaurav Nagar vs Neeta @ Savita & Anr. — Delhi HC — 19

Smt. Seema Banjare vs State of Chhattisgarh — Chhattisgarh HC — 19

Saroj vs Surender Singh (since Decd.) & Anr. — Delhi HC — 19

Lakhvir Singh Chahal vs Union of India — Punjab and Haryana HC — 19

Sarver vs State of Haryana — Punjab and Haryana HC — 20

Mr. Rajeev Kansal vs State of NCT Of Delhi and Anr. — Delhi HC — 20

— TRIBUNALS

HDFC Life Insurance Co. Ltd. vs Kiran Sharma — Consumer Commission — 15

United India Insurance Co. Ltd.. vs Ajay Sharma — Consumer Commission — 16

Mr. Vinay Bazaz & Anr. v. Sri Anjan Kumar Singhi — Consumer Commission — 17

Rohit Bhatt vs Santosh Kr. Chowdhury — Consumer Commission — 18

Sona BLW Precision Forgings Ltd. vs CIT(A) — ITAT — 20

Supreme Court

2 judgments in this edition

KEEP SWIPING >>>

Property & Asset Disputes · Property Ownership, Title, Regi... SUPREME COURT

Erroneous Fact-Based Orders Bind Unless Jurisdictional

Why it matters. Lawyers must now advise clients that even erroneous factual orders bind unless jurisdictional defects exist. Distinguish between Order I Rule 10 and Order XXII Rule 10 CPC for impleadment applications, as overlapping remedies may still be barred by res judicata if merits were adjudicated earlier.

> *The subsequent application under Order XXII Rule 10 of the CPC is nothing but a re-agitation of a settled issue under a different statutory provision, which is impermissible and hit by the principles of res judicata.*
>
> FROM THE JUDGMENT

The Court held. Supreme Court partly allowed the appeal, setting aside the High Court order restoring the main appeal and impleading Respondent Nos. 3 and 4 therein. Upheld impleadment of Respondent Nos. 3 and 4 in cross-objections. Held that res judicata bars subsequent Order XXII Rule 10 CPC applications if earlier Order I Rule 10 CPC order decided merits.

§ **Section 11, Code of Civil Procedure, 1908**

Sanjiv Kumar vs Shakuntla Devi

COURT	DECIDED	CASE NO.	CITATION
Supreme Court of India	27.07.2026	C.A. No.-009725-009725 - 2026	2026 INSC 747

BENCH

Justice Sanjay Karol, Justice Augustine George Masih

Property & Asset Disputes · Seized Property

SUPREME COURT

Interim Custody Based on Possession Not Registration

Why it matters. Lawyers must now argue possession, use, and financial obligations-not just registration-to secure interim custody of seized property. Registration alone is insufficient under CrPC 451 & 457.

> *The words may make such order as it thinks fit in the section, vest the court with a discretion to dispose of the property in any of the three modes specified in the section.*
>
> FROM THE JUDGMENT

The Court held. The Court dismissed the appeal, affirming interim custody of one Bolero City Pick-up, 3 Excavators, and one Ashok Leyland Tipper to M/s Earth Stein Private Limited. The decision hinged on the respondent company's continued possession, payment of EMI instalments, and the appellant's undertaking. Observations were limited to interim custody.

§ **Sections 451 and 457, Code of Criminal Procedure, 1973**

Krishnan Narayana vs State of Andhra Pradesh

COURT	DECIDED	CASE NO.	CITATION
Supreme Court of India	27.07.2026	Crl.A. No.-003458-003459 - 2026	2026 INSC 748

BENCH

Justice Sanjay Karol, Justice Augustine George Masih

High Courts

7 judgments in this edition

KEEP SWIPING >>>



Banking Law, Debt & Money Matters · Account & Locker Matters (A... MADHYA PRADESH HC

Freeze Only Disputed Amounts in Cyber Fraud Cases

Why it matters. Lawyers must now argue for partial freezes in cyber fraud cases, citing proportionality and the SOP's strict timelines. Banks cannot defer grievance redressal to investigating agencies, and courts will scrutinize arbitrary freezes for constitutional violations.

> *Freezing of an entire account containing legitimate funds merely because a negligible amount is suspected requires careful scrutiny and must satisfy the test of proportionality.*
>
> FROM THE JUDGMENT

The Court held. The Court disposed of the writ petition, directing respondent No.3 to examine the petitioner's representation under the SOP dated 10.04.2026. If the disputed amount of Rs. 980 can be secured, the Bank must release the remaining Rs. 2,51,72,192.57. The State must circulate the order to all banks and agencies for compliance.

§ Section 106, Bharatiya Nagarik Suraksha Sanhita, 2023

Archana vs The State Of Madhya Pradesh

COURT	DECIDED	CASE NO.	CITATION
Madhya Pradesh High Court	27.07.2026	WP 29117/2026	2026:MPHC-JBP:56494

BENCH

Justice Himanshu Joshi

Intellectual Property (IP) Law · Copyrights Registration, Objections ... DELHI HC

Delhi HC Allows Blocking of Mirror Websites for Copyright Infringement

Why it matters. Lawyers can now seek Dynamic+ injunctions to block evolving rogue websites without fresh litigation for each new domain, but must file impleadment applications for court confirmation to prevent abuse.

> *This Court is of the view that there is no logical reason why a crime in the physical world is not a crime in the digital world especially when the Copyright Act does not make any such distinction*
>
> FROM THE JUDGMENT

The Court held. Ad-interim injunction granted against Defendants 1-30 (rogue websites). Plaintiffs may notify ISPs/DNRs to block mirror/alphanumeric sites via affidavit; ISPs/DNRs to technically verify and block as pro-tem measure. Plaintiffs must file impleadment applications for judicial confirmation. Compliance with Order XXXIX Rule 3 CPC within 10 days. Next hearing on 28.10.2026 before Joint Registrar and 31.07.2026 before court.

§ Order XXXIX Rules 1 and 2, Code of Civil Procedure, 1908

Home Box Office INC & Ors. vs TREAMZY.TO & Ors.

COURT	DECIDED	CASE NO.	CITATION
Delhi High Court	27.07.2026	I.A.-18203/2026	2026:DHC:5967

BENCH

Justice Anup Jairam Bhambhani

Property & Asset Disputes · Land/Propert... JAMMU & KASHMIR AND LADAKH HC

Unregistered Agreement Cannot Override Statutory Protections

Why it matters. Lawyers must ensure property transfers comply with the Migrant Immovable Property Act, 1997, and registration requirements under the Transfer of Property Act. Unregistered agreements and decrees from incompetent authorities will not sustain claims against migrant properties.

> *Any alienation of immovable property on or after the commencement of this Act, in contravention to the provisions thereof, shall be null and void and immovable property so alienated shall, after such enquiry as may be prescribed, vest in its owner*
>
> FROM THE JUDGMENT

The Court held. The Court dismissed WP(C) No. 968/2024, upheld orders dated 30.04.2024 and 21.10.2023, declared the land a migrant property, and directed eviction of unauthorized occupants from Survey Nos. 2275 and 2278 of Estate Bagwanpora, Verinag. No costs awarded.

§ **Jammu and Kashmir Migrant Immovable Property (Preservation, Protection and Restraint on Distress Sales) Act, 1997**

Mohammad Iqbal Wani and Ors. v. UT of J&K and Ors.

COURT	DECIDED	CASE NO.
Jammu & Kashmir and Ladakh High Court	27.07.2026	WP(C)/968/2024

BENCH

Justice Moksha Khajuria Kazmi

Constitutional & Fundamental Rights

UTTARAKHAND HC

Police Must Protect Live-in Couples From Threats

Why it matters. Lawyers advising live-in couples facing threats can now cite this judgment to demand police assessment and protection, as Article 21 rights are not contingent on marital status.

> *This Court, in the light of the law laid down by the Hon'ble Supreme Court in Lata Singh v. State of U.P. and Another, is prima facie of the opinion that the petitioners have made out a case for protection of their life and personal liberty guaranteed under Article 21 of the Constitution of India.*
>
> FROM THE JUDGMENT

The Court held. The Court directed SHO, PS Kotwali Laksar, Haridwar to assess threats to petitioners and provide protection if genuine risk found. SHO must also summon respondents 3-9 and others interfering with petitioners to maintain peace. Order does not validate the relationship.

§ Article 21, Constitution of India

Sonam And Anr v. State Of Uttarakhand And Ors

COURT	DECIDED	CASE NO.	CITATION
Uttarakhand High Court	27.07.2026	WPCRL/1470/2026	2026:UHC:6403

BENCH

Justice Alok Mahra

Criminal Issues · Sexual Offences, POCSO & Domestic Crimes

ORISSA HC

Bail to CICL Cannot Be Denied Without Specific Grounds

Why it matters. Lawyers must now ensure bail denials for CICLs cite concrete risks under Section 12 JJ Act, not just offence gravity. Courts cannot rely on vague observations.

> *Merely mentioning or quoting some words of a provision is not sufficient to deny bail to a CICL which is to be considered in the light of the factors prevailing around him, but there is hardly any such factors prevailing to refuse bail to the CICL*
>
> FROM THE JUDGMENT

The Court held. The Court set aside the orders dated 11.03.2026 of the 1st Addl. Sessions Judge and PMJJB, Baripada, and directed the CICL be admitted to bail on terms deemed fit by the trial court.

§ Section 12, Juvenile Justice (Care and Protection of Children) Act, 2015

Bablu Dehury @ Ula v. State of Odisha

COURT	DECIDED	CASE NO.	BENCH
Orissa High Court	27.07.2026	CRLREV/306/2026	Justice G. Satapathy

Property & Asset Disputes · Ancestral Property & HUF Partition

BOMBAY HC

Interim Relief Denied for Suppression and Limitation

Why it matters. Lawyers must ensure full disclosure of all material facts, including adverse ones, when seeking equitable relief. Suppression can defeat interim applications even if the case has merit. Limitation defenses must be addressed early, and HUF property claims require clear pleadings and evidence.

> *A party invoking the equitable jurisdiction of the Court is under a duty to make full and frank disclosure of all material facts, including those adverse to its case.*
>
> FROM THE JUDGMENT

The Court held. The Court dismissed IA No. 4623 of 2022, holding that the Plaintiff failed to establish a prima facie case, balance of convenience, or irreparable injury. The Plaintiff suppressed material documents, including a 2001 affidavit, 2013 correspondence, a 2013 public notice, and a 2015 affidavit. The defense of limitation was held to be substantial and arguable. All issues were kept open for trial.

§ Articles 58, 109 and 110, Limitation Act, 1963

Variinder @ Rajan s/o Darrshan Khanna v. Narresh Darrshan Khanna & Ors.

COURT	DECIDED	CASE NO.	BENCH
Bombay High Court	27.07.2026	IA/4623/2022	Justice Farhan P. Dubash

Property & Asset Disputes · Possession and Encroachment Issues

DELHI HC

Unregistered Documents Fail to Prove Ownership

Why it matters. Lawyers must ensure clients provide registered, verifiable documents to prove ownership in landlord-tenant disputes. Oral claims or unregistered agreements will not suffice, and contradictory testimony can fatally weaken a defense.

> *The Defendant when confronted with the big question of proving and identifying the signatures of Sh. Bishamber Dayal, was unable to do so, and admitted in his cross-examination that he had never seen Sh. Bishamber Dayal sign on any of the papers.*
>
> FROM THE JUDGMENT

The Court held. The Court dismissed RFA 335/2025, upholding the eviction decree. The plaintiff was awarded possession, mesne profits at Rs. 5,000/month from 01.02.2022 until possession, and a permanent injunction. The defendant's claim for ownership via unregistered documents was rejected, and rent arrears were limited to Rs. 5,000/month.

§ Section 53A, Transfer of Property Act, 1882

Triloki Nath vs Sarita

COURT	DECIDED	CASE NO.	CITATION
Delhi High Court	27.07.2026	RFA-335/2025	2026:DHC:5971

BENCH

Justice Neena Bansal Krishna

Tribunals

4 judgments in this edition

KEEP SWIPING >>>

Insurance Law & Claims · Health/Life Insurance Claim Denial, Parti... CONSUMER COMMISSION

Insurer Must Prove Material Impact to Repudiate Claim

Why it matters. Insurers must now prove omitted facts directly influenced underwriting decisions; proposal forms must explicitly require disclosures to justify repudiation on non-disclosure grounds.

> *The insurance companies in genuine and bona fide claims of the insured, should not adopt the attitude of avoiding payments on one pretext or the other.*
>
> FROM THE JUDGMENT

The Court held. Appeal dismissed. HDFC Life directed to pay Rs 15,00,000 sum assured with 9% interest from 10.06.2013 until realization, plus Rs 30,000 for mental agony and litigation costs. Parties to bear own costs.

§ Clause 18, Standard Policy Provision, Insurance Act, 1938

HDFC Life Insurance Co. Ltd. vs Kiran Sharma

COURT	DECIDED	CASE NO.
Delhi State Consumer Disputes Redressal Commission	27.07.2026	SC/7/A/598/2019

BENCH

Justice Sangita Dhingra Sehgal (President), Ms. Bimla Kumari (Member)



Consumer & Service Problems · Defective/Poor Qu...

CONSUMER COMMISSION

Second Surveyor Needs Justification

Why it matters. Insurers can no longer appoint second surveyors arbitrarily to reject claims. Practitioners must now challenge such appointments under Section 64-UM of the Insurance Act, 1938, and demand justification for discarding the first surveyor's report.

> *The appointment by the insurer of a second surveyor itself would be a reflection on the conduct of the first surveyor.*
>
> FROM THE JUDGMENT

The Court held. The Court dismissed the appeal, upheld the District Commission's order, and directed the insurer to pay Rs. 10,99,000 IDV with 7% p.a. interest from 08.04.2019, Rs. 50,000 compensation for mental agony, and Rs. 25,000 litigation costs with 9% p.a. interest on non-payment.

§ Section 64-UM, Insurance Act, 1938

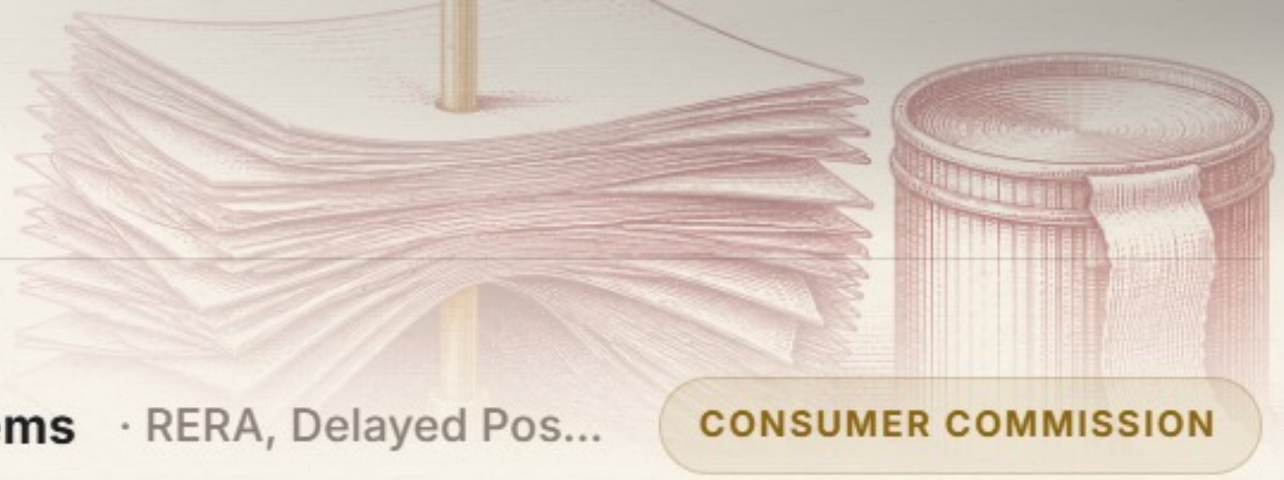
United India Insurance Co. Ltd.. vs Ajay Sharma

COURT
Delhi State Consumer Disputes Redressal Commission

DECIDED
27.07.2026

CASE NO.
SC/7/A/698/2023

BENCH
Justice Sangita Dhingra Sehgal (President), Ms. Bimla Kumari (Member)



Consumer & Service Problems · RERA, Delayed Pos...

CONSUMER COMMISSION

Cause of Action for Flat Registration Continues Until Deed Execution

Why it matters. Lawyers advising flat buyers must now argue that cause of action for registration continues until conveyance deed execution, even after possession. Sellers cannot evade liability by citing revoked power of attorney.

> *The cause of action, which began with delivery of physical possession, continues till the deed of conveyance is registered. Therefore, the question of limitation does not arise.*
>
> FROM THE JUDGMENT

The Court held. Complaint allowed. OPs directed to execute and register conveyance deed for Flat No S-4-C, 1805 sq ft, 4th Floor, South Block, 48/3 Gariahat Road, Kolkata within 45 days. Complainants to bear stamp duty, registration fees, and legal expenses. No compensation or costs awarded.

§ Consumer Protection Act, 1986

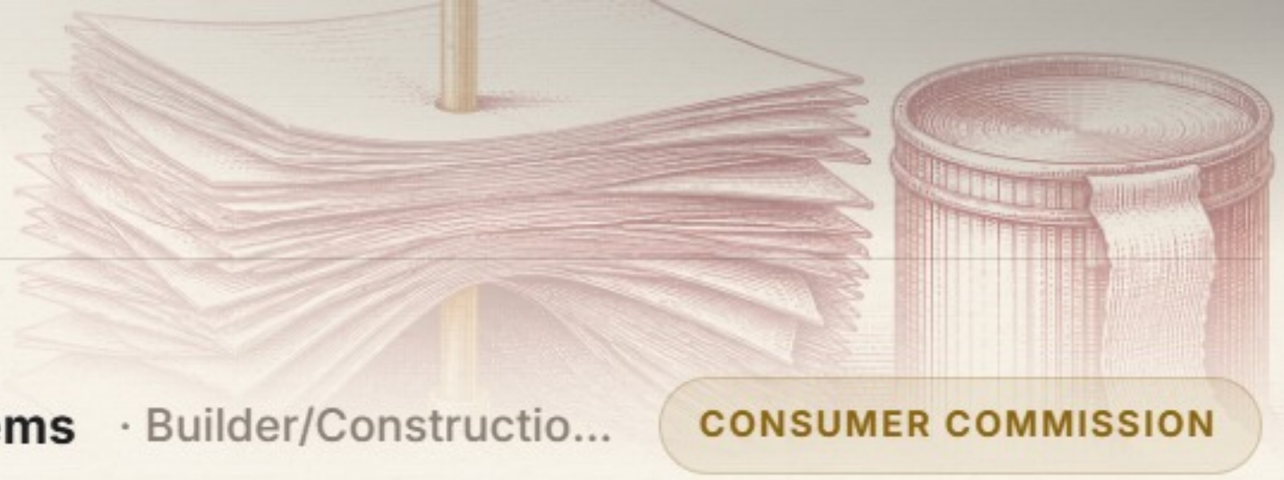
Mr. Vinay Bazaz & Anr. v. Sri Anjan Kumar Singhi & Ors.

COURT
State Consumer Disputes Redressal Commission

DECIDED
27.07.2026

CASE NO.
SC/19/CC/210/2019

BENCH
Mrs. Soma Bhattacharjee, Mr. Ananda Kumar Tiwari



Consumer & Service Problems · Builder/Constructio... CONSUMER COMMISSION

Oral Sale Agreement Upheld, Refund Ordered

Why it matters. Lawyers must now advise clients that oral agreements for immovable property can be enforced if supported by payment records and circumstantial evidence. Deficiency in service claims under Consumer Protection Act can yield refunds, interest, and compensation even without written contracts.

> *In as much as an oral contract is permissible in law so, by establishing the facts of payments of total money of Rs. 19,75,000/- and by linking him with the subject flat through the undisputed existence electricity bill so also by unanswered demand notice sent on behalf the complainant, the complainant has discharged his onus of claiming over the subject flat as proposed purchaser.*
>
> FROM THE JUDGMENT

The Court held. The Commission allowed the complaint, holding the OP guilty of deficiency in service. It ordered refund of Rs. 19,75,000 with 9% per annum interest from 17.01.2020, Rs. 1,00,000 as compensation, and Rs. 30,000 as litigation costs, with compliance within 60 days from 27.07.2026.

§ **Section 2(1)(g), Consumer Protection Act, 1986**

Rohit Bhatt vs Santosh Kr. Chowdhury

COURT
State Consumer Disputes Redressal Commission

DECIDED
27.07.2026

CASE NO.
SC/19/CC/51/2020

BENCH
Rajes Guha Ray, Santanu Saha

Also decided today

§ Section 125, Code of Criminal Procedure, 1973 — DELHI HC

Annual Maintenance Enhancement Upheld

Lawyers must now advise clients that Family Courts can direct periodic maintenance enhancements under Section 125 CrPC to account for inflation.

CRL.REV.P.-16/2021 · 2026:DHC:5965 · 27.07.2026

§ Section 21, Chhattisgarh Panchayat Raj Adhiniyam, 1993 and Rule 3(3), Chha... — CHHATTISGARH HC

Procedural Defects Without Prejudice Not Fatal

Lawyers advising Panchayat office bearers must now focus on demonstrating substantial prejudice when challenging no-confidence motions.

WPC/3872/2026 · 2026:CGHC:31965 · 27.07.2026

§ Section 202, Indian Contract Act, 1872 — DELHI HC

GPA Coupled with Interest Survives Principal's Death

Lawyers drafting GPAs must explicitly include valuable consideration and delivery of possession to ensure the agency survives the principal's death.

RFA-437/2026 · 2026:DHC:6001 · 27.07.2026

§ Section 3-A, National Highways Act, 1956 — PUNJAB AND HARYANA HC

NHAI Must Pay Compensation for Unnotified Land Use

Lawyers handling land acquisition cases must now argue that compensation cannot be denied for utilized land even if excluded from awards.

CWP/26356/2024 · 2026:PHHC:102599 · 27.07.2026

Also decided, continued

§ Section 483, Bharatiya Nagarik Suraksha Sanhita, 2023 — PUNJAB AND HARYANA HC

Bail Granted on Parity Despite Serious Allegations

Lawyers can now argue for bail on parity grounds even in serious cases if co-accused have been granted bail and no distinguishing circumstances exist.

CRM-M/39856/2026 · 2026:PHHC:102989 · 27.07.2026

§ Section 193(9), Bharatiya Nagarik Suraksha Sanhita, 2023 — DELHI HC

Further Investigation Needs Court Nod

Lawyers must now insist on formal applications and judicial mind application before police initiate further investigation in pending trials under BNSS.

W.P.(CRL)-2196/2026 · 2026:DHC:5985 · 27.07.2026

§ Section 37(1) and Section 35(2AB), Income Tax Act, 1961 — ITAT

Warranty & R&D Deductions Allowed

Businesses can now confidently claim warranty provisions and R&D deductions without fear of disallowance if they follow scientific methodologies.

ITA Nos. 5349 & 5350/Del/2025 · 27.07.2026

Every judgment here, analysed in full.

All 20 judgments in this digest are reported in full on Cassie, with the facts, the reasoning and the precedents each court engaged with.

cassie.in/newsletter

Which of these will change how you argue next week? Tell us in the comments.