ITEM NO.29 COURT NO.6 SECTION XI-B

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

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s).39763/2026

[Arising out of impugned final judgment and order dated 01-09-2026 in WA No.514/2026 passed by the High Court of Kerala at Ernakulam]

K.T. SAIDALAVI Petitioner(s)

VERSUS

IDBI BANK LTD & ORS. Respondent(s)

FOR ADMISSION
Date : 23-11-2026 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE J.B. PARDIWALA
HON'BLE MR. JUSTICE K. VINOD CHANDRAN

For Petitioner(s) : Mr. V. Chitambaresh, Sr. Adv.
Mr. Manu Krishnan G- 3005, AOR
Mr. C. Govind Venugopal, Adv.
Mr. E. Krishna Perumal, Adv.
Mr. Sparsh Srivastava, Adv.

For Respondent(s) :

UPON hearing the counsel the Court made the following

O R D E R

1. Heard the learned Senior Counsel appearing for the petitioner.

2. Learned Senior Counsel has two-fold submissions; one is with respect to the opportunity of giving hearing before the account is declared as a fraud account and; secondly, his contention is with regard to the policy of the Reserve Bank of India insofar as declaring the account as a fraud account.

3. Insofar the first contention is concerned, the same is now no longer *res integra* in view of the judgment pronounced by this Court in the case of *State Bank of India Vs. Amit*

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Digitally signed by NEHA GUPTA
Date: 2026.11.25 17:02:36 IST
Reason:

Iron Pivate Limited and Others[1]**. However, insofar as the second contention is concerned, we are of the view that at least the person concerned should know what is the policy on the basis of which an account would be declared as a fraud account. Only for this limited purpose, issue notice, returnable in four weeks.**

4. Dasti service, in addition, is permitted.

(NEHA GUPTA)
COURT MASTER (SH)

(POOJA SHARMA)
COURT MASTER (NSH)

1 (2026) 9 SCC 401