

ITEM NO.22

COURT NO.15

SECTION XI-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

SPECIAL LEAVE PETITION (CIVIL) DIARY NO(S). 56926/2026

[Arising out of impugned final judgment and order dated 04-06-2026 in OP(DRT) No. 156/2019 passed by the High Court of Kerala at Ernakulam]

MIS. NARAYANA FARM PRODUCE PRIVATE LIMITED & ORS. PETITIONER(S)

VERSUS

THE BANK OF MAHARASHTRA & ORS.
RESPONDENT(S)

(IA No. 305072/2026 - CONDONATION OF DELAY IN FILING
IA No. 305071/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT)

Date : 12-10-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SATISH CHANDRA SHARMA
HON'BLE MR. JUSTICE NONGMEIKAPAM KOTISWAR SINGH

For Petitioner(s) : Mr. M. Dutta, Sr. Adv.
Mr. Pavan Kumar Chaturvedi- 3615, AOR
Mr. Anand Kumar Soni, Adv.
Mr. Aayush Goyal, Adv.

For Respondent(s) :

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

1. Delay condoned.
2. The facts of the case reveals that a notice under Section 13(2) of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short "SAFAESI Act, 2002") was issued by the Bank claiming a sum of Rs.66,07,09,467/- towards terms loan dues and Rs.4,78,77,366/-

Signature Not Verified
Digitally signed by
JAGDIP KUMAR
Date: 2026.10.13
15:59:46 IST
Reason:

towards cash credit dues. After issuing the notice, as borrower failed to repay the outstanding amount, an Original Application i.e., O.A. No.119/2019 was filed by the Bank for recovery of a sum of Rs.76,42,44,383.85/-. The Bank has not been able to recover the dues till date and the issue has not attained finality so far.

3. The present special leave petition has been filed against the judgment and order dated 04.06.2026 by which the High Court of Kerala at Ernakulam has dismissed the OP(DRT) No.156 of 2019 holding that the petitioner is having a remedy under Section 18 of the SARFAESI Act, 2002 before the DRAT. We are in the agreement of the view expressed by the High Court and, therefore, the special leave petition stands dismissed.

4. Pending application(s), if any, shall stand disposed of.

(JAGDISH KUMAR)
ASTT. REGISTRAR-cum-PS

(KOMAL)
COURT MASTER (NSH)