

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).45917/2026

[Arising out of impugned final judgment and order dated 29-07-2026 in WP No. 30195/2026 passed by the High Court of Madhya Pradesh Principal Seat at Jabalpur]

PARUL AGARWAL & ANR.

Petitioner(s)

VERSUS

BANK OF MAHARASHTRA & ORS.

Respondent(s)

IA No. 222283/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 222284/2026 - EXEMPTION FROM FILING O.T.

IA No. 223846/2026 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

IA No. 222282/2026 - PERMISSION TO FILE SLP WITHOUT CERTIFIED/PLAIN COPY OF IMPUGNED ORDER

Date : 03-08-2026 This matter 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. Navin Pahwa, Sr. Adv.
Mr. B. Shravanth Shanker, AOR
Ms. Prerna Robin, Adv.
Mr. Shivam Kunal, Adv.
Ms. Grahita Agarwal, Adv.
Mr. I.V. Sai Nikhil, Adv.
Mr. Tushar Gadia, Adv.

For Respondent(s) :

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

1. I.A. No.222282/2026, i.e. permission to file SLP without certified/ plain copy of impugned order is allowed, subject to filing of the same within a period of two days

from today.

2. We heard Mr. Navin Pahwa, the learned senior counsel appearing for the petitioners.

3. The High Court, while dismissing the Writ Petition preferred by the petitioners before us has observed in para 11 as under:-

"11. However, the petitioners shall have a liberty to clear the debt amount in total if they want to protect the mortgaged House No. E-2/8, Arera Colony, Bhopal (M.P) from auction. If the petitioners have bona fide intentions and submit a proposal for full and final settlement of the Loan Account within one month from today with a Demand Draft of Rs. One Crores, the Respondent No.1/ Bank shall consider it before finalising the auction proceedings in accordance with the SARFAESI Act."

4. Thus, the High Court has reserved the liberty for the petitioners to clear the debt amount for the purpose of protecting the mortgaged house from auction.

5. The High Court has also granted one month time to make the payment of Rs.1,00,00,000/- (Rupees One Crore only) to the Bank.

6. According to Mr. Pahwa, the threat of being dispossessed from the mortgaged house looms large over the head of his clients. There is an apprehension that the Bank may take over the possession by tomorrow.

7. The petitioner before us has a demand draft of the amount of Rs.1,00,00,000/- (Rupees One Crore only) ready.

8. Let this demand draft of the amount of Rs.1,00,00,000/- (Rupees One Crore only) be deposited with

the concerned Bank.

9. Issue notice, returnable on 01.09.2026.

10. Dasti service, in addition, is permitted.

11. In the meantime, no coercive steps shall be taken by the Bank with respect to the mortgaged house.

(HARPREET KAUR)
COURT MASTER (SH)

(POOJA SHARMA)
COURT MASTER (NSH)