

ITEM NO.48

COURT NO.4

SECTION XIV

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

CONMT.PET.(C) No. 274/2026 in SLP(C) No. 30735/2025

SMFG INDIA CREDIT COMPANY LIMITED
(FORMERLY KNOWN AS FULLERTON INDIA CREDIT CO. LTD)
THROUGH ITS AUTHORIZED REPRESENTATIVE SHRI PAPIN JANGRA,
SENIOR MANAGER Petitioner(s)

VERSUS

PRADEEP KUMAR LATHAR Respondent(s)

Date : 14-07-2026 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.M. SUNDRESH
HON'BLE MR. JUSTICE PRASANNA B. VARALE

For Petitioner(s) Mr. Sanjeev Sagar, Sr. Adv.
Mr. Muddam Thirupathi Reddy, AOR

For Respondent(s) Ms. Mukta Gupta, Sr. Adv.
Mr. Giriraj Subramaniam, Adv.
Mr. Prateek K. Chadha, AOR

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

We have heard the learned Senior counsel
appearing for the parties.

Learned Senior counsel appearing for the
respondent-contemnor submits that, out of
approximately 10,000 square yards of the property,
the physical possession of 9000 square yards can be
handed over along with the requisite title documents
and documents pertaining to the cancellation of sale
deeds.

Learned Senior counsel appearing for the petitioner submits that they have no objection to taking possession of the property to the aforesaid extent.

That leaves us with the remaining extent of 1000 square yards.

Learned Senior counsel appearing for the respondent-contemnor submits that negotiations are going on with the purchasers. There is some financial constraint and, therefore, if the amount paid by the respondent to the petitioner can be released to a reasonable extent, then the negotiations can be concluded within a reasonable period of time.

Considering the said submissions made, we are inclined to direct the petitioner to release 80 per cent of the amount deposited by the respondent and retain the remaining 20 per cent of the amount so as to facilitate the respondent to negotiate with the purchasers and effect the cancellation of the sale deed(s).

The petitioner shall release the aforesaid amount within a period of two weeks from the date of receipt of a copy of this order.

The respondent shall make an endeavour to complete the process of handing over the possession of the remaining 1000 square yards after effecting

the cancellation of the sale deed(s) within a period of six weeks, thereafter.

The possession of approximately 9000 square yards of the property shall be handed over by the respondent to the petitioner on 5th August, 2026 along with the title deeds and other relevant documents.

List the matter on 16.09.2026.

The appearance of the contemnor is dispensed with for the present.

(ASHA SUNDRIYAL)
DEPUTY REGISTRAR

(POONAM VAID)
ASSISTANT REGISTRAR