

**IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION**

**CIVIL APPEAL No.11960/2026
@ SLP (C) No.11918/2026**

J. M. AMANULLAH

APPELLANT

VERSUS

**M/S PRANAV FOUNDATION PRIVATE
LIMITED & ANR.**

RESPONDENTS

ORDER

1. Leave granted.
2. The appeal is directed against the order dated 05th March, 2026 passed by the High Court of Judicature at Madras on a writ petition¹ filed by the respondent no.1.
3. While disposing of the writ petition, the High Court directed as follows:-

“7. In order to test the *bona fide* on the part of the petitioner as he is a borrower and the owner of the property in question, we deem it appropriate to pass the following orders:

(i) that the writ petitioner can approach the Debts Recovery Tribunal by filing a memo to this effect along with a copy of this order in the pending SARFAESI Application in S.A.No.83 of 2026 immediately where the

¹ WP No. 8810/2026

intention of the petitioner can very well be stated to the Debts Recovery Tribunal that the petitioner would deposit Rs.25 Crores within a period of four weeks from the date of receipt of a copy of this order.

(ii) On receipt of such memo to be filed in this regard by the petitioner along with the copy of this order, it is open to the Debts Recovery Tribunal-III, Chennai to decide LA.No.291 of 2026 immediately not waiting till the further date of hearing that has already been slated to be on 28.04.2026 after hearing the parties concerned, i.e., Bank as well as auction purchaser on merits and in accordance with law.

(iii) Till such time, i.e., within thirty days period as indicated hereinabove, no further encumbrance be made by the second respondent in respect of the property in question.

(iv) Beyond thirty days period, if the petitioner is not complied with the assurance that has been indicated hereinabove as recorded in this order within thirty days time or if any further order on merits is passed by the Debts Recovery Tribunal as directed above, it is open to the second respondent / auction purchaser to meddle with the property in the manner known to law as per the right accrued on him.”

4. We are informed that the respondent no.1 had approached the Debts Recovery Tribunal², Chennai under Section 17 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002³ and that such application has since been dismissed on 09th July, 2026.

² DRT
³ SARFAESI Act

5. Mr. M. P. Parthiban, learned counsel appearing for the respondent no.1, submits that an appeal under Section 18 of the SARFAESI Act has been carried to the Debts Recovery Appellate Tribunal⁴, Chennai.

6. Since the application of the respondent no.1 has failed before the DRT and appeal before the DRAT is pending, we set aside the impugned judgment and order.

7. All points are, however, kept open on merits for the respondent no.1 and the petitioner as well as the secured creditor to urge before the DRAT.

8. The appeal stands disposed of on the above terms.

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

.....J
(DIPANKAR DATTA)

.....J
(SHEEL NAGU)

**NEW DELHI;
AUGUST 24, 2026.**

ITEM NO.25

COURT NO.7

SECTION XII

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).11918/2026

[Arising out of impugned final judgment and order dated 05-03-2026 in WP No.8810/2026 passed by the High Court of Judicature at Madras]

J.M. AMANULLAH

Petitioner

VERSUS

M/S PRANAV FOUNDATION PRIVATE LIMITED & ANR.

Respondents

I.A. No.155549/2026-EXEMPTION FROM FILING O.T.

I.A. No.155547/2026-PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES

I.A. No.208023/2026-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/
ANNEXURES

Date : 24-08-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE DIPANKAR DATTA
HON'BLE MR. JUSTICE SHEEL NAGU

For Petitioner(s) :Mr. K. K. Mani, AOR
Ms. T. Archana, Adv.
Mr. Rajeev Gupta, Adv.

For Respondent(s) :Mr. M. P. Parthiban, AOR
Ms. Priyaranjani Nagamuthu, Adv.
Mr. Bilal Mansoor, Adv.
Mr. Shreyas Kaushal, Adv.
Mr. S. Geyolin Selvam, Adv.
Mr. Alagiri K, Adv.
Mr. Abhishek S, Adv.
Mr. Shaleen Srivastava, Adv.

Mr. Varun Srinivasan, Adv.
Ms. Vinithra Srinivasan, Adv.

Mr. Rangesb S.R.M., Adv.
Mr. Rishabh Singhle, Adv.
Mr. Sujoy Chatterjee, AOR

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

1. Leave granted.
2. The appeal stands disposed of in terms of the signed order.
3. Pending application(s), if any, shall stand disposed of.

(RASHMI DHYANI PANT)
ASTT. REGISTRAR-cum-PS

(SUDHIR KUMAR SHARMA)
COURT MASTER (NSH)

(signed order is placed on the file)