

ITEM NO.10

COURT NO.11

SECTION XVII

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

Civil Appeal Nos. 1487-1488/2018

GURLAL SINGH GREWAL & ORS.

Appellant(s)

VERSUS

M/S UPPER INDIA STEEL MANUFACTUREING
 AND ENGINEERING COMPANY LTD.
 MANAGING DIRECTOR & ORS.

Respondent(s)

IA No. 169428/2025 - CLARIFICATION/DIRECTION

Date : 19-08-2025 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KUMAR
 HON'BLE MR. JUSTICE SATISH CHANDRA SHARMA

For Appellant(s) Mr. A. Aramya Sundaram, Sr. Adv.
 Mr. Ashok Mathur, AOR
 Mr. Devashish Marwah, Adv.

For Respondent(s) Mr. Shyam Divan, Sr. Adv.(N/P)
 Mr. Jayant Mehta, Sr. Adv.
 Mr. Vikas Mehta, AOR
 Mr. Saurabh Kalia, Adv.
 Mr. Sameer Chaudhary, Adv.
 Mr. S. Shishir, Adv.

Mr. Gaurav Agrawal, Sr. Adv.
 Mr. Navin Prakash, AOR

Ms. Aishwarya Bhati, A.S.G.(N/P)
 Ms. Ameyvikrama Thanvi, Adv.
 Ms. Shivika Mehra, Adv.
 Mr. Shantnu Sharma, Adv.
 Ms. B.L.N. Shivani, Adv.
 Ms. Nidhi Rai, Adv.
 Mr. Sudarshan Lamba, AOR

Mr. Deepak Jain, Adv.
 Mr. Pradeep K B, Adv.
 Ms. Jaspreet Aulakh, Adv.
 Ms. Anoushka Singh, Adv.
 Ms. Dashampreet Kaur, Adv.
 Mr. Sajal Gupta, Adv.
 Mr. Vaibhav Manu Srivastava, AOR

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

I.A. No. 169428/2025

The prayer in this application is to direct the learned Observer appointed by this Court to grant an opportunity to the parties to place all the necessary facts and documents before him in relation to the value of land, building, plant and machinery, statutory compliances, etc.; to inspect the assets to be auctioned and, consequently, prepare a report on the clear title, possession and value of the said assets. A further direction is sought to the Canara Bank to proceed with the next auction only after the report is furnished by the learned Observer.

We may note that the order dated 02.05.2025 passed by this Court directed that the auction process should be completed within a period of ten weeks. We are informed that the auction is scheduled to be held on 25.08.2025. Further, the learned Observer is stated to have held fourteen hearings to enable all the parties involved to put forth their stands. It appears that the applicant got registered First Information Report No. 129 dated 12.08.2025¹ on the file of the Police Station - Focal Point, District - Police Commissionerate Ludhiana, Punjab, making allegation against one Badshah Malik and one Sunny Malik. The contents of the FIR state to the effect that these persons are allegedly entering into agreements for sale of the property that is to be auctioned by the Canara Bank.

1 For short "FIR"

Mr. Deepak Jain, learned counsel, appearing for the Canara Bank, categorically states that all the assets are in the possession of the Bank and would be put to auction on 25.08.2025, as scheduled.

The validity of the alleged agreements referred to in the FIR would be open to question, as it is the Bank that is in possession of all the assets and also the original documents of title pertaining thereto and it is the Bank which would be putting the assets to auction.

In such circumstances, we are not inclined to accept the prayer of the applicant(s). The application is, accordingly, dismissed.

(BABITA PANDEY)
AR-CUM-PS

(PREETI SAXENA)
COURT MASTER (NSH)