

ITEM NO.28

COURT NO.8

SECTION IX

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

Petition(s) for Special Leave to Appeal (C).....CC No(s).
16759/2016

(Arising out of impugned final judgment and order dated 18/03/2016
in CA No. 721/2016 in WP No. 3412/2016 passed by the High Court of
Bombay)

VINOD NANJI SATRA

Petitioner(s)

VERSUS

STATE BANK OF INDIA THRU
AUTHORIZED OFFICER AND ORS.

Respondent(s)

I.A. 1/2016(with c/delay in filing SLP and office report)

Date : 06/01/2017 This application was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. SIKRI
HON'BLE MR. JUSTICE R.K. AGRAWAL

For Petitioner(s) Mr. Purvish Jitendra Malkan, Adv.
Mr. Yashasvi Virendra, Adv.
Mr. Uttkarsh Tiwari, Adv.
Mr. Dharita Malkan, Adv.
Mr. Abhinav Ramkrishna, Adv.

For Respondent(s)

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

Delay condoned.

Respondent No.1, i.e. State Bank of India, has initiated
steps under Section 14 of the SARFAESI Act, 2002 against respondent
Nos.2 to 4 in respect of the property which was mortgaged with the
bank. Petitioner claims that he is the tenant in the said property.

It is always open to the Bank to take steps under Section
14 of the SARFAESI Act, 2002, even in respect of tenanted

properties.

However, if the petitioner is able to show that he is the tenant, his rights as tenant under the law have also to be protected.

On the aforesaid clarification, this petition is disposed of.

(SWETA DHYANI)
SR.P.A

(MALA KUMARI SHARMA)
COURT MASTER