

Order below Exh. 1 in Cri. M. A. No. 4540/2026
Yes Bank Ltd. Vs. Shivshankar Kumar & Ors.
(CNR No. MHPU04-044450-2026)

By this application, the applicant is praying to grant extension for execution of order dated **27/01/2026** passed below Exh. 1 in **Criminal M.A. No. 201/2026** by which, the predecessor of this Court has allowed an application filed under Section 14(2) of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 authorizing the Commissioner to take possession of scheduled property mentioned in **Criminal M.A. No. 201/2026**, with the aid of concerned police station. It reveals that compliance of said order was directed to be reported within 90 days from the receipt of said order.

2. It is contention of the applicant that after passing of the order, the bank, considering the possibility of an amicable settlement, granted reasonable time to the borrower for repayment of the outstanding loan amount, however, despite such opportunity and the fair chance extended for settlement, the borrower failed and neglected to repay the dues. Therefore, the order could not be effected within time. So, the applicant is constrained to file this application to get extension of time in order passed in **Criminal M.A. No. 201/2026** dated 27/01/2026 which was not executed within 90 days.

3. Perused application and affidavit filed in support of the same. Also perused order dated 27/01/2026 passed in Criminal M.A. No. 201/2026 by the predecessor of this Court. There is nothing on record to show that the Hon'ble DRT Court has given stay in the said order and it is in existence till today, hence, it is judicious to allow this prayer. Hence, the order-

ORDER

- 1) Application is allowed as follows-
- 2) Period granted as per order dated 27/01/2026 passed in Criminal M.A. No. 201/2026 for taking possession of scheduled property mentioned in Criminal M.A. No. 201/2026, with the aid of concerned police station, is extended for further 90 days from today. Compliance of said order to be reported within 90 days from today.
- 3) Adv. Nikita Tapkir is appointed as Court Commissioner to take possession of the property mentioned above by breaking open the locks, if property is found locked and directed to forward the possession of the said property to the applicant.
- 4) Issue writ accordingly.

(S. D. Panjwani)

Date : 12/08/2026

Addl. Chief Judicial Magistrate, Pune

CERTIFICATE

I affirm that the contents of this P.D.F file order are same word for word as per original order.

Name of Steno	:	S. S. Shirode Steno (Grade-II)
Court Name	:	Hon'ble S. D. Panjwani Addl. Chief Judicial Magistrate, Pune.
Date of order	:	12/08/2026
Order signed by P. O. on	:	12/08/2026
Order uploaded on	:	13/08/2026