



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,  
NAGPUR BENCH, AT NAGPUR.**

**WRIT PETITION NO.4540 OF 2026**

Silverwater Metals and Minerals Pvt. Ltd. Ganeshpeth, Nagpur and ors.

vs.

Bank of Baroda, Thr. Authorised Officer, Civil Lines Branch, Nagpur

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Office Notes, Office Memoranda of Coram,  
appearances, Court's orders of directions  
and Registrar's orders

Court's or Judge's orders

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Shri Saurabh Tapadia, Advocate with Shri Rohan Chhabra, Advocate with Shri Riddharth Shah, Advocate for petitioners.

**CORAM : ANIL S. KILOR AND RAJ D. WAKODE, JJ.**

**DATED : 9<sup>th</sup> June, 2026**

Heard Shri Saurabh Tapadia, learned counsel for the petitioners.

2. The petitioners-borrowers have approached this Court seeking challenge to the impugned Notice of Sale dated 22/05/2026.

The contention is that the petitioners have already approached the learned Debt Recovery Tribunal, Nagpur being aggrieved by the securitisation proceedings initiated by the respondent-Bank. The aforesaid Securitization Application is pending before the learned DRT, Nagpur. It is submitted that inspite of the OTS proposal submitted by the petitioners, the respondent Bank has issued the aforesaid notice dated 22/05/2026. The petitioners immediately after receipt of such Sale Notice have approached the learned DRT, Nagpur by filing Interim Application thereby seeking stay to the Sale Notice dated 22/05/2026. The aforesaid Interim Application was filed on 03/06/2026.

3. The learned counsel for the petitioners submits that the aforesaid Interim Application is not yet decided by the learned DRT, Nagpur and the same is scheduled on 12/06/2026.

4. In view of the above, issue notice to the respondent, returnable on 07/07/2026.
5. The petitioners are permitted to serve the respondent by private mode, in addition to the regular mode of service and file an affidavit by next date, failing which the petitioners shall deposit costs of Rupees Five Hundred with the 'Public Welfare Account' bearing No.129712010001014, IFSC Code UBIN0812978, Union Bank of India, Branch High Court, Civil Lines, Nagpur.
6. In the meanwhile, learned DRT, Nagpur is directed to decide the aforesaid Interim Application filed by the petitioner for grant of stay to the impugned Notice of Sale dated 22/05/2026 so also the other Interim Application bearing No.827/2026 for grant of extension of time to comply with the OTS proposal within a stipulated period of three weeks from the date of production of the order of this Court.
7. In the mean time there shall be stay to the Notice of Sale dated 22/05/2026 which is impugned before this Court (record page 142) till the decision of the DRT, Nagpur upon the aforesaid Interim Applications.
8. In case, if the aforesaid Interim Applications are decided and are rejected by the learned DRT, Nagpur, the aforesaid order of stay shall continue for a further period of fifteen days in order to enable the petitioners to approach the learned Debt Recovery Appellate Tribunal, Mumbai for raising appropriate challenge.
9. Office objections(s), if any, shall be removed before the next date.

(Raj D. Wakode, J.)

(Anil S. Kilor, J.)