

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Civil Writ Petition No. 858/2026

Jm Financial Asset Reconstruction Company Limited, Having Its Registered Office At 7Th Floor, Cnergy, Appansaheb Marathe Marg, Prabhadevi, Mumbai - 400025 Through Its Authorized Signatory Mitakshi Ashar, Aged About 41 Years, Working As Assistant Vice President At Jm Financial Asset Reconstruction Company Limited.

-----Petitioner

Versus

1. The State Of Rajasthan, Through The Additional Chief Secretary, Department Of Home, Secretariat, Jaipur.
2. The Director General Of Police, Rajasthan, Jaipur Police Head Quarter, Lal Kothi, Jaipur.
3. The Superintendent Of Police, Chittorgarh.
4. Takhat Singh S/o Ladu Singh, R/o Surajpura, Gumanpura, Roliya Kapasan, District Chittorgarh, Rajasthan.
5. Ladu Singh S/o Kalu Singh, R/o Surajpura, Gumanpura, Roliya Kapasan, District Chittorgarh, Rajasthan.

-----Respondents

For Petitioner(s)	:	Mr. Sanjay Gupta
For Respondent(s)	:	-

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

24/02/2026

1. Learned counsel for the petitioner submits that the petitioner preferred an application under Section 14 of the SARFAESI Act, 2002, for taking over possession of the secured property, and the learned CJM, Chittorgarh, allowed the said application vide Annexure-5. He submits that the CJM specifically directed the respondent-Police Authorities to provide necessary assistance for securing possession over the secured property. In compliance with

the said direction, the petitioner approached the Police Authorities for execution of the CJM's order. However, the Police Authorities have demanded an amount of Rs.1,58,023/- for execution / compliance of the said order.

2. Learned counsel for the petitioner while placing reliance on Section 14(1-A) and Section 14(2) of the Act of 2002, submits that under these provisions the Police Authorities are duty-bound to comply with the directions issued for securing possession of the secured property, and no demand towards execution of such order can legally be raised.

3. He further places reliance on the order dated 30.10.2025 passed by a Coordinate Bench of this Court at the Jaipur Bench in SBCWP No. 14449/2025 (Tyger Home Finance Pvt. Ltd. v. State of Rajasthan & Ors.).

4. In view of the submissions made, issue notice to the respondents, returnable within a period of four weeks. Issue notice of the stay application as well.

5. In the meanwhile and until the next date, the respondent-Police Authorities are directed to comply with the order (Annexure-5) passed by the learned CJM, Chittorgarh, without raising any demand, pursuant to communication Annexure-6.

(KULDEEP MATHUR),J