

  
**HIGH COURT OF JUDICATURE FOR RAJASTHAN**  
**BENCH AT JAIPUR**

S.B. Civil Writ Petition No. 5710/2026

Dinesh Kumar Jain & Ors.

----Petitioners

Versus

Kota Nagrik Sahakari Bank Limited & Anr.

----Respondents

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For Petitioner(s) : Mr. Siddhartha Jain Mutha

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**HON'BLE MR. JUSTICE ANUROOP SINGHI**  
**Order**

**30/03/2026**

The present writ petition has been filed by the petitioners challenging the letters of demand bearing Nos. HO/SRF/MN-22 and HO/SRF/MN-54 dated 27.02.2026 for amounts of Rs.7,95,539/- and Rs.52,92,434/- respectively, outstanding as on 16.12.2025.

Mr. Siddhartha Jain Mutha, learned counsel for the petitioners submits that the respondent-Bank has failed to comply with the mandatory provisions of Section 13(4) of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (hereinafter referred to as "**the Act of 2002**"), which provides for mandatory prerequisites and in absence of the same, the impugned letters of demand could not have been issued.

Learned counsel for the petitioners further submits that as no notice under Section 13(4) of the Act of 2002 has been issued to the petitioners, the petitioners have been further deprived to invoke Section 17 of the Act of 2002.

Considering the aforesaid submissions, issue notice to the respondents, returnable within four weeks. Notice be sent through registered post in addition to normal process.

Till the next date, the respondents are restrained from taking any action in pursuance to both the letters of demand bearing Nos. HO/SRF/MN-22 and HO/SRF/MN-54 dated 27.02.2026.

List the matter on 05.05.2026.

**(ANUROOP SINGHI),J**