


HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 18693/2025

Vijay Mishra Son Of Sh. Shyam Sunder Mishra

----Petitioner

Versus

Smfg India Credit Company and Anr.

----Respondents

For Petitioner(s) : Mr. Prashant Sharma

For Respondent(s) :

HON'BLE MR. JUSTICE SANDEEP TANEJA

Order

03/12/2025

Learned counsel for the petitioner submits that as per Notification dated 24.02.2020 read with notification dated 12.02.2021, an NBFC is entitled to enforce a security interest under the SARFAESI Act, only where the secured debt amounts to rupees twenty lakh or more. However, in the instant case, the amount due from the petitioner is less than rupees twenty lakh and therefore, the action of the respondents is without jurisdiction.

Heard.

Issue notice to the respondents, returnable by 08.01.2026.

Notices be given '*dasti*'.

List the matter on 08.01.2026.

In the meantime, respondents are restrained to take further action under the SARFAESI Act against the petitioner.

(SANDEEP TANEJA),J