

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s).2623/2026

[Arising out of impugned final judgment and order dated 07-01-2026 in CRI.M.A. No.709/2025 passed by the Chief Judicial Magistrate, Satara]

M/S. AIRAVAT INDUSTRIES & ANR.

Petitioners

VERSUS

BANK OF MAHARASHTRA & ANR.

Respondents

I.A. No.15795/2026-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

I.A. No.15798/2026-EXEMPTION FROM FILING O.T.

Date : 13-02-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DIPANKAR DATTA

HON'BLE MR. JUSTICE SATISH CHANDRA SHARMA

For Petitioner(s) :Mr. Mathews J. Nedumpara, Adv.
Ms. Maria Nedumpara, Adv.
Ms. Hemali Suresh Kurne, Adv.
Mr. Shameem Faiyz, Adv.
Mr. Jeevan R Patil, Adv.
Mr. Rakesh Kumar, Adv.
Mr. Abhishek Gurawa, Adv.
Mr. Chand Qureshi, AOR

For Respondent(s) :

UPON hearing the counsel the Court made the following
O R D E R

1. Mr. Mathews J Nedumpara, learned counsel appearing for the petitioners, refuses to argue the special leave petition having suffered orders of dismissal of a writ petition and a special leave petition, minutes before.
2. Even otherwise, without any assistance from the learned counsel, we can decide this petition.

3. We find a previous order dated 30th January, 2026¹ having been made by us between the same parties, where we have held a special leave petition directly challenging the order passed by the Chief Judicial Magistrate, Satara under Section 14 of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002² to be not maintainable, for the reasons assigned. Here too, an order passed by the said Magistrate is under challenge on the ground that the petitioners have not been heard by him.

4. Law laid down by this Court is clear that the function performed by a District Magistrate/Chief Judicial Magistrate under Section 14 of the Act is ministerial in nature and no adjudicatory function is involved. The decisions of this Court, relied upon in the earlier order of dismissal of the petitioner's writ petition dated 30th January, 2026, may be referred to in this connection.

5. Despite the previous order having granted liberty to the petitioners to approach the appropriate forum for remedy, the process of this Court has been abused by them by approaching this Court once again. There is no merit in this special leave petition which, accordingly, stands dismissed.

6. Pending application(s), if any, shall stand disposed of.

(RASHMI DHYANI PANT)
ASST. REGISTRAR-CUM-PS

(AVGV RAMU)
COURT MASTER (NSH)

¹ SLP (C) No.2342 of 2026

² Act