

ITEM NO.73

COURT NO.8

SECTION III-B

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 5233/2026

[Arising out of impugned final judgment and order dated 16-01-2026 in SCA No.8645/2025 and 16-01-2026 in SCA No.10864/2025 passed by the High Court of Gujarat at Ahmedabad]

M/S. FABTECH MANUFACTURING PRIVATE LIMITED & ANR. Petitioners

VERSUS

STATE BANK OF INDIA & ORS. Respondents

I.A. No.28611/2026-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

I.A. No.28610/2026-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

I.A. No.28608/2026-PERMISSION TO FILE PETITION (SLP/TP/WP/..)

WITH

Diary No(s). 5243/2026 (III-B)

I.A. No.28951/2026-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

I.A. No.28949/2026-PERMISSION TO FILE PETITION (SLP/TP/WP/..)

Date : 02-02-2026 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DIPANKAR DATTA

HON'BLE MR. JUSTICE SATISH CHANDRA SHARMA

For Petitioner(s) :Ms. Aastha Mehta, Adv.
Mr. Mrityunjai Singh, AOR
Ms. Prerna Mohapatra, Adv.

Mr. Siddharth Bhatnagar, Sr. Adv.
Mr. Vishwas Shah, Adv.
Ms. Aastha Mehta, Adv.
Mr. Anshuman Srivastava, AOR
Ms. Prina Sharma, Adv.

For Respondent(s) :Ms. Archana Pathak Dave, ASG
Mr. Siddharth Sangal, AOR

Ms. Richa Mishra, Adv.
Ms. Mrinalini Tandon, Adv.
Mr. Kashish Tewatia, Adv.
Mr. Vaibhav Dwivedi, Adv.

Mr. Atul Kumar, AOR
Mr. Durgesh Tiwari, Adv.
Mr. Krishan Murali, Adv.
Mr. Ram Naresh, Adv.

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

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 5233/2026

1. Permission to file special leave petition(s) is granted.
2. We are not inclined to interfere with the impugned order of the High Court; hence, the special leave petition is dismissed.
3. Pending application(s), if any, shall stand disposed of.
4. However, all points are kept open for the petitioner to urge before the Debt Recovery Appellate Tribunal at Mumbai in Appeal Diary No730/2025, stated to have been filed on 11th May, 2025.
5. The appeal will be decided on its own merits without being influenced by the fact that in terms of the impugned order, possession might have been handed over to the secured creditor/auction purchaser.

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 5243/2026

1. Permission to file special leave petition is granted.
2. We are not inclined to interfere with the impugned order of the High Court; hence, the special leave petition is dismissed.
3. Pending application(s), if any, shall stand disposed of.

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

(SUDHIR KUMAR SHARMA)
COURT MASTER (NSH)