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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

\+ W.P.(C) 689/2024 & CM APPL. 3065/2024, CM APPL. 37568/2025

RADHA M NAIR

.....Petitioner

Through: Appearance not given

versus

AXIS BANK LTD. AND ANR

.....Respondent

Through: Adv Sanjay Kumar R1

CORAM:
HON'BLE MR. JUSTICE JASMEET SINGH

O R D E R

% **09.03.2026**

1. This is a writ petition filed under Articles 226 and 227 of the Constitution of India seeking the following prayers:-

> *"a. Issue a writ/ order/ direction in the nature of mandamus and/or any other appropriate writ/ order/ direction of like nature for directing the Respondent No. 1 Bank to consider the proposal/request made by the petitioner for settlement of account as per Guidelines issued by Respondent No. 2 with simple interest and by removing exorbitant rate of interest, cost, charges and penalties imposed in the account.*
>
> *b. Issue a writ, order or direction prohibiting the Respondents and / or their servants, agents, assignees and officers and / or any one claiming through or under them from giving any effect and / or further effect and / or taking any steps and / or acting in furtherance of the Notices Impugned Notices dated 10.02.2023*

issued by the Respondent Bank in any manner whatsoever; . . .”

2. The case of the petitioner is that the husband of the petitioner was sanctioned a loan on 12.04.2008 being a reverse mortgage loan which was to be repaid in 120 equal instalments.
3. Since there were defaults, the respondent No.1 issued a Section 13(2) notice under SARFAESI Act, 2002.
4. The reliefs sought in the present petition are to be adjudicated by the Debt Recovery Tribunal (DRT) under the provisions of SARFAESI Act, 2002. The petitioner has an equally efficacious remedy available.
5. Granting the said liberty, the present petition is disposed of.
6. The petitioner shall be at liberty to urge the issue of interest also, which shall be decided in accordance with law by DRT.
7. The Court has neither examined the merits of the controversy nor has commented on the same.

JASMEET SINGH, J

MARCH 9, 2026 / (MS)