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SUPREME COURT

No Escape Clause

Supreme Court Locks Banks into Mandatory Arbitration under SARFAESI

Sheikh Rayees • May 24, 2025

PUBLISHED REPORT

In a verdict that redraws the battlefield for financial institutions, the Supreme Court has declared that disputes among banks and financial entities over secured assets must be resolved through mandatory arbitration under Section 11 of the SARFAESI Act. The ruling closes the door on debt recovery tribunals (DRTs) as a forum for such inter-bank skirmishes, placing arbitration front and center — no consent required. The judgment came down from a...

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