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SUPREME COURT

Supreme Court Upholds Equitable Mortgage via Title Deed Submission, Lowers Interest Rate

Sheikh Rayees • August 31, 2024

PUBLISHED REPORT

The Supreme Court has ruled that presenting property title deeds as security for a debt establishes an 'equitable mortgage' under Section 58(f) of the Transfer of Property Act, 1882 (TPA). This judgment was rendered in a case where the respondent, after securing a loan from the appellant, handed over the title deeds of a property as collateral but failed to execute a sale deed in favor of the appellant when...



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