ASV
LEGAL

COMMERCIAL LITIGATION TEAM PROFILE

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About Our Practice

> "Leading the way in high-stakes commercial litigation with unwavering dedication and strategic excellence."

The Commercial Litigation team at ASV Legal LLP stands at the forefront of complex legal disputes involving banking and financial laws. Our practice is built on a foundation of deep legal expertise and a commitment to protecting our clients' interests against aggressive measures by Banks and financial institutions.

We specialize in matters involving the **Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (SARFAESI Act, 2002)** and the **Recovery of Debts and Bankruptcy Act, 1993 (RDB Act, 1993)**. Our team regularly represents clients in high-stake matters before key judicial forums like Debt Recovery Tribunal (DRT), Debt Recovery Appellate Tribunal (DRAT), and the High Court of Delhi, maintaining a consistent and commanding presence in these courts.

Our core mission is to represent clients against adverse and arbitrary measures taken by Banks and Financial Institutions against mortgaged properties. We recognize that these are not merely legal disputes but high-stake matters that can determine the survival and continuity of our clients' businesses. The properties involved often represent years of hard work, substantial investments, and the very foundation of commercial operations. Understanding the profound impact these proceedings have on our clients' livelihoods, financial stability, and business reputation, we employ aggressive and meticulously crafted legal strategies to safeguard their critical assets and ensure their continued prosperity.

Areas of Expertise

Our team provides specialized knowledge and extensive experience across a broad spectrum of commercial litigation areas, ensuring comprehensive legal support for our clients.

SARFAESI Act Matters

Extensive experience in handling proceedings under the SARFAESI Act, including challenges to demand notices, possession notices, e-auction notices, and auction proceedings, aimed at safeguarding clients' rights and interests.

RDB Act Litigation

Strategic representation in proceedings under the RDB Act, with an emphasis on liability optimization, restructuring strategy, and dispute resolution.

DRT & DRAT Representation

Advised and represented borrowers, corporate guarantors, and personal guarantors in complex, high-value matters before Debt Recovery Tribunals and Appellate Tribunals, with a strong track record in proceedings involving auction disputes and statutory non-compliance.

High Court Writ Petitions

Invocation of writ jurisdiction before the High Court of Delhi to challenge arbitrary & procedurally improper actions of Banks and financial institutions.

Settlements & Negotiations

End-to-end advisory and management of complex banking disputes, including the formulation and negotiation of One-Time Settlements (OTS), restructuring of credit facilities, and implementation of structured resolution mechanisms to achieve sustainable outcomes.

Property Rights Protection

Successfully secured interim protection in matters involving imminent auction of secured assets.

Track Record of Success

Our reputation is built on results. We have consistently delivered favorable outcomes for our clients in challenging legal environments.

Dominant Court Presence

Our active engagement in litigation is reflected in the daily cause lists of the courts. On multiple occasions, the cause lists of the DRT and DRAT are significantly covered with matters represented by our team, a testament to the volume and trust placed in us by our clients.

- **Successful Client Representation:** We have successfully represented numerous corporate and individual clients against major nationalized and private sector banks.
- **Substantial Reliefs Achieved:** Our interventions have led to stay orders on auctions, restoration of possession, and favorable settlement terms for our clients.
- **High-Value Asset Protection:** We have successfully protected high-value commercial assets from illegal seizure and distress sale.

High

Success Rate in Favourable Orders

Regular

Appearances in DRAT & DRT

Why Choose ASV Legal LLP?

In the complex landscape of commercial litigation, having the right legal advise can make the difference between business continuity and financial distress.

Aggressive & Strategic Representation

We do not just file cases; we fight for them. Our approach is proactive and strategic, anticipating the moves of financial institutions and countering them effectively.

Specialized Expertise

Unlike general practitioners, our team focuses specifically on commercial litigation involving SARFAESI and RDB Acts. This specialization gives us a nuanced understanding of the law and procedure.

Deep Judicial Insight

Our regular presence in the DRT, DRAT, and Delhi High Court provides us with valuable insights into judicial trends and procedural nuances, enabling us to craft more effective arguments.

Client-Centric Focus

We understand that every case involves real stakes for our clients. We prioritize clear communication, transparent advice, and tailored solutions that align with your business goals.

ASV LEGAL

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