AXIS TRUSTEE SERVICES LIMITED

Yes Bank Limited – AT1 Bond Issuances

Brief of Matter –

The Administrator, Yes Bank, under the guidance of the Reserve Bank of India ('RBI'), had written off the AT-1 Bonds issued by Yes Bank ('impugned action') to certain debenture holders, thereby leaving the interests of a large number of debenture holders highly prejudiced, Axis Trustee Services Limited ('ATSL'), in its capacity of a Debenture Trustee, initiated relevant discussions with the largely effected Bondholders and upon their suitable instructions, filed a ***Writ Petition (c) no. 850/2020*** against the Administrator, Yes Bank, RBI, etc. before the Hon'ble High Court of Bombay ('writ petition') praying that the impugned action of the Administrator be quashed and set aside and that the AT-1 Bonds be reinstated on grounds that the Administrator was not lawful in his impugned action and that he lacked legal competence to do so.

Accordingly, the writ petition was heard by the Bombay High Court and the High Court disposed off the writ petition vide its Judgement dated **20.01.2023** in favor of ATSL ('Judgement'), thereby quashing and setting aside the impugned action of the Administrator and the High Court further held as follows -

1. The Final Reconstruction Scheme did not authorize the Administrator to write off AT-1 Bonds thus the Administrator was not competent to write off the AT-1 Bonds.
2. The Administrator exceeded his powers and authority in writing off AT-1 Bonds after the Bank was reconstituted on March 13, 2020.
3. The order shall not stop the Respondents viz., RBI, Yes Bank, Yes Bank Administrator to pursue an appeal before the Supreme Court of India within a time period of 6 weeks if they wish to.

Now, aggrieved by the Judgement, both Yes Bank and the RBI have separately approached the Supreme Court of India by filing Special Leave Petitions [***SLP(c) No.3713 of 2023; SLP (c) No. 4244-4253 of 2023 and*** **SLP(c) No. 3856-3865 of 2023]** under Article 136 of the Constitution of India against the Judgement ('SLPs'). Union of India has also filed a separate Special Leave Petition SLP (L) No. 15392 of 2023 titled as “Union of India Vs. Axis Trustee Services Limited”. Thereafter, one Unison Commercial Private Limited, being one of the purchasers of the bonds have also filed a Special Leave Petition seeking leave to intervene in the proceedings.

Date of Hearing	Brief update of the hearing
03.03.2023	The SLPs were listed for hearing before the Supreme Court on 03.03.2023 and the Counsel appeared on behalf of ATSL and bondholders. The Supreme Court directed the matter to be listed on 28.03.2023 for final arguments and

	granted interim stay on the judgement dated 20.01.2023 until 28.03.2023 and further directed the Respondents to file their Counter Affidavit/ replies before 28.03.2023.
28.03.2023	The SLPs were listed before the Supreme Court of India. The SLPs came before the Constitutional Bench which heard the Constitutional matter only. Thus, the regular matters including the present SLPs were not taken up for hearing. The Registry has notified the matters tentatively on 01.05.2023
19.05.2023	The SLPs were not listed for hearing after 28.03.2023. The SLPs will now be listed anytime post reopening of Supreme Court after court vacation i.e. 2nd July 2023.
21.08.2023	Since the last update above, the matter has not been listed for hearing. The next date of hearing (tentative) is September 18, 2023.
12.09.2023	The matter was mentioned by the advocate for the Bondholder's Association. After hearing the advocates and examining the matter, the Hon'ble Bench postponed SLPs filed by RBI and Yes Bank Limited to October 16, 2023 as a tentative date.
18.09.2023	The SLP filed by Union of India was heard by the Supreme Court of India. The Supreme Court declined to issue notice to the Parties in the SLP filed by the Union of India. The said SLP was tagged with other SLPs. Further, the Supreme Court directed its Registry to list the matters on October 16, 2023.
12.10.2023	The Supreme Court has tentatively postponed the matters to October 20, 2023.
18.10.2023	The Supreme Court has tentatively postponed the matters to October 30, 2023.
October 31, 2023	The Supreme Court has tentatively postponed the matters to November 10, 2023.
November 03, 2023	Our advocates have filed an Application to mention the matter on November 06, 2023, whereby the advocates will

	request the Supreme Court to hear the matter expeditiously.
November 10, 2023	The matter was not on the board of the Supreme Court of India. Since, the Supreme Court is observing Diwali vacations from October 12 to October 19. The advocates will decide the further course of action after the Court resumes.
November 24, 2023	Our advocates and another Bondholder have moved an application requesting the Supreme Court to list the matters on December 01, 2023 (which is the next tentative date). These Applications may be listed on November 28, 2023.
November 25, 2023	The Hon'ble Chief Justice of India allowed the application and directed the registry not to delete the matters from the causelist of December 01, 2023. Therefore, the matters are likely to be listed on December 01, 2023.
December 01, 2023	The matters are not listed for today. Further updates shall be published as and when they are received from our advocates.
December 04, 2023	The Supreme Court has tentatively postponed the matters to December 15, 2023.
December 13, 2023	The matters are not listed for December 15, 2023. ATSL's advocates propose to move an urgency memo to request the Supreme Court to list the matter after Court vacations (post January 01, 2024)
January 04, 2024	The next tentative date in the matter is January 29, 2024. Accordingly, ATSL's advocates shall file an urgency memo to request the Hon'ble Supreme Court not to delete the matters from the cause list of January 29, 2024.
January 29, 2024	Matter did not come up for hearing. The next tentative date of hearing is February 06, 2024. Accordingly, our advocates shall make an oral application through Senior Counsel Mr. Mukul Rohatgi so that the Bench is personally apprised of the long pendency of the issue.
February 06, 2024	Matter did not come up for hearing. The Supreme Court Registry will notify the next date of hearing of SLPs. Advocates

	will make an oral application shortly for urgent listing.
February 27, 2024	The next tentative date of hearing in the matter is March 19, 2024.
March 19, 2024	The next tentative date of hearing in the matter is April 19, 2024.
April 19, 2024	The next tentative date of hearing in the matter is May 10, 2024.
May 10, 2024	The next tentative date of hearing in the matter is July 08, 2024.
July 08, 2024	The next tentative date of hearing in the matter is August 02, 2024.
August 02, 2024	The SLP's were not listed on August 02, 2024. Next hearing date is awaited.
August 09, 2024	The next tentative date of hearing in the matter is September 13, 2024.
August 22, 2024	ATSL's counsel had filed an urgency memo to request the Hon'ble Supreme Court not to delete the matters from the causelist of September 13, 2024. The Registry has allowed the Application with a remark "not to delete from cause list of 13.09.2024".
September 17, 2024	The SLP's were not listed on September 13, 2024. Next hearing date is awaited. ATSL's counsel will file an urgency memo to bring to the Hon'ble Supreme Court's attention the fact that the matters had not been placed on the cause list for hearing on September 13, 2024 despite directions by the Registry.
September 19, 2024	The next tentative date of hearing in the matter is October 21, 2024.
October 15, 2024	ATSL's counsel has filed an urgency memo to request the Hon'ble Supreme Court not to delete the matters from the cause list of October 21, 2024.
October 21, 2024	Despite directions by the Registry, the SLP's have not been placed on the

	cause list for hearing on October 21, 2024. As informed by counsel, the Supreme Court will be observing Diwali vacation from October 26, 2024, till November 03, 2024 and the Petitions are not likely to be heard in the next three weeks. Hence, ATSL's counsel will file a fresh application for listing of SLP's after November 11, 2024.
November 05, 2024	The next tentative date of hearing in the matter is November 11, 2024.
November 13, 2024	The SLP's were not placed on the cause list for hearing on November 11, 2024. The next date of hearing in the matter is awaited.
December 09, 2024	The next tentative date of hearing in the matter is January 22, 2025. ATSL's counsel has filed an urgency memo to request the Hon'ble Supreme Court not to delete the matters from the cause list of January 22, 2025.
January 22, 2025	The matter will be listed before appropriate bench on the next tentative date of hearing i.e. February 18, 2025
February 13, 2025	As informed by the counsel, the Bench has fixed the matters for hearing on February 19, 2025.
February 19, 2025	The SLPs were taken up for hearing on February 19, 2025 and were admitted. The bench has adjourned the matter for final hearing on July 24, 2025.
April 17, 2025	ATSL has filed an Interim Application before the Hon'ble Supreme Court of India seeking modification of stay order dated 03.03.2023 and seeking interim payment of interest to the bondholders. Our counsel shall move the application shortly.
May 19, 2025	On May 19, 2025, our counsel mentioned the interim Application filed by ATSL and sought early listing. However, the Hon'ble Supreme Court directed the

	Interim Application to be listed along with the main matter on July 24, 2025.
July 24, 2025	The Special Leave Petitions were listed before the Hon'ble Supreme Court on July 24, 2025, but were not heard due to time constraints. As informed by our counsel, the matter was mentioned and is likely to be taken up before the same Bench after 2 weeks.
August 04, 2025	As informed by the counsel, the Bench has fixed the matters for hearing and final disposal on August 06, 2025.
August 06,2025	The Special Leave Petitions were listed before the bench on August 6 and 7, 2025 but could not be taken up. As informed by our counsel, the matter will be taken up next week.
August 14, 2025	The Special Leave Petitions were listed on August 13, 2025 but were not heard due to time constraints. As informed by our counsel, the next tentative date of hearing is August 20, 2025.
August 25, 2025	The Special Leave Petitions were listed before the bench on August 20 and 21, 2025 but could not be taken up. As informed by our counsel, the next tentative date of hearing is August 28, 2025.
September 01, 2025	The Special Leave Petitions were listed before the bench on August 28, 2025 but could not be taken up. As informed by our counsel, the next tentative date of hearing is September 03, 2025.
September 04, 2025	The Special Leave Petitions were listed before a Bench constituted for a single day. Accordingly, in the interest of all concerned, the Bench directed that the matters to be listed before the regular Bench on September 17, 2025, fairly high on board.
September 19, 2025	The Special Leave Petitions were listed before the bench on September 17, 2025

	but could not be taken up. RBI's counsel sought an adjournment, which was opposed by our counsel. Thus, the Bench directed the matters to be listed on October 9, 2025, at 2:00 p.m.
October 07, 2025	Yes Bank's counsel mentioned the matter and sought an adjournment for hearing scheduled for October 9, 2025. However, our counsel opposed the same. Thus, the Bench directed the matters to be listed on October 29, 2025 at 12.00 pm.
October 31, 2025	The matter was listed for hearing on October 29 and 30 and submissions by Yes Bank were heard by the bench. Due to paucity of time, the hearing could not be concluded. The matter has now been scheduled for hearing on Thursday, November 06, 2025.
November 06, 2025	The matter was listed on November 06,2025. The Bench expressed to the counsels their inability to hear the Petitions scheduled on 6th November 2025 on account of time constraint. Consequently, the Bench has now directed that the Petitions be listed for final hearing on 3rd and 4th December 2025, immediately after fresh matters.
December 03rd & 04th 2025	The matter was heard substantially on 3rd and 4th December 2025. The arguments on behalf of Yes Bank, RBI, Union of India, and the Administrator have been concluded. Arguments on behalf of ATSL have commenced. The matter is now directed to be listed on 15th January 2026.
	Axis Trustee Services Limited, through its counsel, in support of its oral arguments presented on 3rd and 4th December, has filed an affidavit on 11.12. 2025, outlining various scenarios in case of write back of bonds by Yes Bank.

January 15,2026	The matter was listed on 15th January 2026 before the Division Bench comprising Hon'ble Justice Dipankar Datta and Hon'ble Justice Augustine George Masih. Part arguments on behalf of Axis Trustee were heard; however, due to paucity of time, the matter has now been adjourned to 5th February 2026 for further arguments.
February 05, 2026	The matter was listed on 5th February 2026 before the Division Bench comprising Hon'ble Mr. Justice Dipankar Datta and Hon'ble Mr. Justice Augustine George Masih. The arguments on behalf of Axis Trustee have been heard. The matter is now scheduled to be listed on 26th February 2026 for further arguments by Mr. Shyam Divan, learned senior advocate appearing for Yes Bank, to address the queries raised by the Bench.
February 26, 2026	The matter was listed on 26th February 2026 before the Division Bench comprising Hon'ble Mr. Justice Dipankar Datta and Hon'ble Mr. Justice Augustine George Masih. The final arguments were concluded, and the matter has been reserved for judgment. The Hon'ble Supreme Court has directed the learned Solicitor General to place on record all documents/papers, including notes leading to the decision of the Central Government to notify the final scheme for reconstruction of "Yes Bank" in terms of Section 45 of the Banking Regulation Act, 1949, by 27th February 2026. Further, the parties have been granted liberty to file their written notes of arguments, if any, by 10th March 2026.