

## **Abstract**

The theme of my graduation thesis is position of secured creditors. The purpose of my thesis is description of rights and duties of secured creditors. Emphasis is placed on creditors secured by the lien to real estate. The thesis is focused on realization of the lien and position of secured creditors in legal proceedings concerning realization of the lien. In first chapter thesis deals with concept of security and its purpose, in particular the lien. Description of distinction between security and reinforcement of the debt is included. It also deals with function of the lien – security function and realization function. Realization of the lien is achieved in legal proceeding by public auction, execution of decision by court or licensed executor. Thesis describe position of secured creditors in these legal proceedings and in the process of sale of the pledge. Thesis also examines execution of decision by court lien relating real estate and licensed executor lien relating real estate, its purpose and procedure of creation. Last chapter is focused on position of secured creditors in insolvency proceeding. Included is description of relation between execution proceeding and insolvency proceeding. This is followed by distinction between secured creditors according to substantive law and secured creditors according to insolvency law. Thesis also deals with issues of lodging of claims and security of secured creditors in insolvency proceeding, liability of creditors and review of claims. Next part analyze position of secured creditors in debtors bodies and deals with administration of bankruptcy assets and assets sales. Last part of thesis describe satisfaction of the claims of secured creditors for separate settlement.