

HIGH COURT OF ANDHRA PRADESH

MAIN CASE No: W.P.No.4058 of 2026

PROCEEDING SHEET

<u>SL. NO.</u>	<u>DATE</u>	<u>ORDER</u>	<u>OFFICE NOTE</u>
01.	12.02.2026	<u>CMR,J & VGKR,J</u> <u>W.P.No.4058 of 2026</u> Notice to respondents returnable in four (04) weeks. List the matter on 12.03.2026. <u>I.A.No.1 of 2026</u> The petitioner, who is the principal borrower, seeks to challenge the measures initiated by the respondent-bank under the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short, the "SARFAESI Act"), by way of issuing notice under Section 13 (2) dated 10.10.2022 and taking symbolic possession of the secured asset under Section 13 (4) of the SARFAESI Act, mainly on the ground that the secured asset is not registered with the Central Registry as required under Section 26B and in view of the bar engrafted under Section 26D of the SARFAESI Act that the secured creditor cannot exercise the rights of enforcement of security interest unless the	

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		secured interest created in its favour by the borrower has been registered with the Central Registry. In proof of this fact that the secured asset is not registered with the Central Registry, he has produced the Asset-Based Search Report, which is available at page No.30 of the writ petition. Therefore, in view of the bar engrafted for enforcement of securities under Section 26D of the SARFAESI Act, there shall be an interim stay of all further proceedings pursuant to the notices issued under Sections 13 (2) and 13 (4) of the SARFAESI Act till the next date of hearing. _____ CMR,J _____ VGKR,J JSK/SRT	