[3558]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

THURSDAY, THE NINETEENTH DAY OF FEBRUARY

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE CHEEKATI MANAVENDRANATH ROY

AND

THE HONOURABLE SRI JUSTICE TUHIN KUMAR GEDELA

IA No. 1 OF 2026

IN

WP NO: 4750 OF 2026

Between:

Vellanki Sai Eshwar, S/o late Gangadhar Prasad Hindu, aged about 38 years, R/o D.No. 3-25, ITI Junction, Nallajerla Village Mandal, West Godawari District.

...Writ Petitioner

AND

1. Sriram Finance Limited, Rep. by its Authorized Officer, Regd. Office at D.No. 14A, Sri Towers South Phase, Industrial Estate, Guindy, Chennai-600 032 Tamil Nadu.
2. Sriram Finance Limited, Rep. by its Authorized Officer, O/o D.No. 22B-13-8, 2nd Floor, Venkatarama Power Press Road, Powerpeta Eluru, Brach at Tadepalligudem, West Godavari District-534101.

..Respondents

Counsel for the Petitioner: Sri P V Raghu Ram

Counsel for the Respondents: Sri O Uday Kumar, Standing Counsel

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to grant stay of all further proceedings pursuant to the E-Auction sale notice dated 10-01-2026, issued by the respondents including sale and confirmation of the property in favour of the third party in respect of the property situated in D.No.3-25, Nallajerla Gram Panchayat & Village, West Godavari District admeasuring Ac. 0-11 cents, equallant to 533 square yards, Pending disposal of WP No. 4750 of 2026, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondents.

The petitioner seeks to challenge the e-auction of the secured asset scheduled to be held on 20.02.2026 on the ground that the reserve price for the secured asset has not been fixed as per the market value register in terms of Rule 8(5) of the Security Interest (Enforcement) Rules, 2002. According to the petitioner, the respondents-Financial institution has fixed the reserve price of the secured asset at Rs.63,83,700/- and as per the market value certificate, the total value of the secured asset is Rs.1,13,46,390/-. The petitioner has produced copy of the market value register issued by the concerned authority.

Therefore, in the said facts and circumstances of the case, as the controversy will be decided after the learned counsel for the respondents obtains instructions in this regard, while allowing the respondents to proceed with the sale as it is scheduled to be held tomorrow i.e. on 20.02.2026 only, the respondents are directed not to issue any sale certificate till the next date of hearing to the auction purchaser.

SD/- K.J.RAJA BABU
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Authorized Officer, Sriram Finance Limited, Regd. Office at D.No. 14A, Sri Towers South Phase, Industrial Estate, Guindy, Chennai-600 032 Tamil Nadu.
2. The Authorized Officer, Sriram Finance Limited, O/o D.No. 22B-13-8, 2nd Floor, Venkatarama Power Press Road, Powerpeta Eluru, Brach at Tadepalligudem, West Godavari District-534101.(1 & 2 By RPAD)
3. One CC to Sri. P V Raghu Ram, Advocate [OPUC]
4. One CC to Sri. O Uday Kumar, Standing Counsel [OPUC]
5. Two spare copies

ADP

HIGH COURT

CMR,J

&

GTK,J

DATED:19/02/2026

LIST THE MATTER ON 05.03.2026

ORDER

IA No. 1 OF 2026

IN

WP NO: 4750 OF 2026

DIRECTION