

HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI

Writ Petition No.5456 of 2026

PROCEEDING SHEET

Sl.No.	DATE	ORDER	Office Note
	25.02.2026	<u>CMR, J & GTK, J</u> <u>W.P.No.5456 of 2026</u> The learned Government Pleader for Revenue takes notice for respondent nos.1 and 2. Issue notice to respondent No.2. List the matter on 30.03.2026. The petitioner shall take steps to implead the auction purchaser also as a party respondent as he is an affected party. <u>CMR,J</u> <u>GTK,J</u> <u>I.A.No.1 of 2026</u> Heard Sri V.Sai Mallik, the learned counsel for the petitioner and the learned Assistant Government Pleader for respondent Nos.1 and 2. The petitioner is the daughter of principal borrower by name Munnangi Pothureddy. As the principal borrower committed default in repayment of the loan amount, the Bank has initiated measures under the SARFAESI Act	

		and sold away the secured asset in the public auction. It is the case of the petitioner that the principal borrower passed away on 26.01.2023 about three years back and that the respondent authorities have given notice by way of paper publication to a dead person without giving any notice to his legal heirs and proceeded with the sale and the said sale is not valid under law. It is stated that the petitioner recently came to know about the said sale. Therefore, she has questioned the validity of the sale on the ground that the sale was effected after giving notice to a dead person which is not valid under law. Therefore, in the said facts and circumstances, till the real controversy is resolved after the 2nd respondent-authorized officer makes his appearance and files his counter, there shall be a direction to the 3rd respondent-Sub Registrar not to effect the registration of the Sale Certificate that may be presented by the Bank, issued in favour of the auction purchaser till the next date of hearing. CMR,J GTK,J KA	
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