

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
(SPECIAL ORIGINAL JURISDICTION)

WEDNESDAY, THE EIGHTEENTH DAY OF MARCH,
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE MS JUSTICE LISA GILL

AND

THE HONOURABLE SRI JUSTICE NINALA JAYASURYA

WP NO: 5708 OF 2026



Between:

1. Kumar Hospitals Private Limited, (Golagani Institute of Medical Sciences) Rep. by its Managing Director, Dr. Golagani Ashok Kumar, having office at Plot No. 17A Health City, Chingadilli, Visakhapatnam, 530040
2. Dr. G.Ashok Kumar, S/o. Late Ramarao, Hindu, aged 51 years, Managing Director, M/s. Kumar Hospital Private Limited, presently residing at 8-12- 5/1, Netaji Street, China Waltair, Visakhapatnam. 530003
3. G.Aruna Jyothy, W/o. Dr. G. Ashok Kumar, Hindu, aged 49 years, Director, M/s. Kumar Hospital Private Limited, presently residing at 8-12- 5/1, Netaji Street, China Waltair, Visakhapatnam. 530003

...Petitioners

AND

1. The Union of India, Rep. by its Secretary, Ministry of Finance New Delhi. 110001
2. Reserve Bank of India, Through its Regional Director 27-37-158, MG Rd, Governor Peta, Vijayawada, Andhra Pradesh 520002

3. The Visakhapatnam Cooperative Bank Limited, Represented by its
Authorised Officer Head office. 5th Lane, Dwarakanagar,
Visakhapatnam 530003

...Respondents

WHEREAS the Petitioners above named through their Advocate Sri N.BHARATH SIMHA REDDY presented this Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an appropriate writ order or direction preferably a Writ in the nature of Mandamus for declaring the impugned Notice dated 9.2.2026 issued by the 3rd Respondent asking the Petitioners to remove movable properties from Hospital premises within 10 days from receipt of the said Notice failing which the movable properties shall be auctioned without following due process under Section 14 of Sarfaesi Act, 2002 as illegal, arbitrary, contrary to the provisions of the Sarfaesi Act, 2002 and violative of Article 14, 19, 21 and 300-A of Constitution of India and consequently set aside the same;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri N.Bharath Simha Reddy, Advocate for the Petitioners and Sri K.Venkateswarlu, Advocate for Respondent No.1, directed issue of notice to the Respondent No.3 herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

The Authorised Officer, Visakhapatnam Cooperative Bank Limited, Head office, 5th Lane, Dwarakanagar, Visakhapatnam 530003

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition

and the grounds filed therewith (copy enclosed) this WRIT PETITION should not be admitted on or before 30.03.2026 for which date the case stands posted for hearing;

The Court made the following:

ORDER:

Learned counsel for petitioner submits that possession of property in question from where petitioner has been removed immovable items has never been taken by respondents bank at any stage under Section 14 of SARFAESI Act, 2002.

Notice of motion.

Service upon 2nd respondent dispensed with at this stage.

Notice be issued to respondent No.3

Learned counsel for petitioner is permitted to take out personal notice through speed post with acknowledgement due and file proof of service in Registry.

List on 30.03.2026.

**Sd/- Sk.Md.Rafi
DEPUTY REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Secretary, Union of India, Ministry of Finance New Delhi.
110001
2. The Authorised Officer, Visakhapatnam Cooperative Bank Limited,
Head office. 5th Lane, Dwarakanagar, Visakhapatnam 530003
(Addressee Nos.1 & 2 by **RPAD**- along with a copy of petition and affidavit)
3. One CC to Sri. N.Bharath Simha Reddy, Advocate [OPUC]
4. One CC to Sri. K.Venkateswarlu, Advocate [OPUC]
5. One CC to Sri S.S.N.Moorthy, Advocate [OPUC]

6. One CC to Additional Solicitor General, High Court of AP [OPUC]

7. Two spare copies

HIGH COURT

LG,J

&

NJS,J

DATED:18/03/2026

LIST ON 30.03.2026

NOTICE BEFORE ADMISSION

WP.No.5708 of 2026

