

**IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI**  
**(Special Original Jurisdiction)**

THURSDAY, THE TWENTIETH DAY OF MARCH  
TWO THOUSAND AND TWENTY FIVE



**PRESENT**

**HON'BLE SRI JUSTICE DHIRAJ SINGH THAKUR, THE CHIEF JUSTICE**  
**AND**  
**HON'BLE SRI JUSTICE R RAGHUNANDAN RAO**

**WRIT PETITION NO: 7095 OF 2025**

**Between:**

1. Kolli Ravi Vara Prasad, S/o Late Sri. K. Tata Rao Aged about 47 years  
R/o H.No. 27-03-40, Old ward No.1, New Ward No.3, Karnam vari  
veedhi, Bhimavaram, West Godavari District, Andhra Pradesh.
2. Kolli Srinivas, S/o Late Sri. K. Tata Rao, Aged about 43 years R/o H.No.  
27-03-40, Old ward No.1, New Ward No.3, Karnam vari veedhi,  
Bhimavaram, West Godavari District, Andhra Pradesh.

**...Petitioners**

**AND**

1. Karur Vysya Bank Limited, Rep. by its Authorized Officer, H.No. 22-15-  
91, Opp. MRO Office, Main Road, Bhimavaram, West Godavari, Andhra  
Pradesh
2. The Debt Recovery Tribunal, Rep. by its Registrar, D.No 31-32-54,  
Chitralaya Road, Near Leela Mahal Road, Daba Gardens  
Visakhapatnam, Andhra Pradesh.

**...Respondents**

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, more

particularly one in the nature of Writ of Mandamus or any other writ by declaring the inaction of the 2nd respondent in not deciding the I.A. No. 640 of 2025 in SA No. 111 of 2025 and the action of the 1st respondent / bank in making attempts to sell the petitioners residential house bearing H.No.27-03-40, Old Ward No.1, New Ward No.3, Karnam Vari Veedhi, Bhimavaram, West Godavari District invoking the provisions of Securitization and Reconstruction of Financial Assets and Enforcement of Securities Interest Act, 2002 and rules framed there under and in issuing advance sale notice dated 04.03.2025 through paper publication pending the proceedings before 2nd respondent as wholly illegal, arbitrary, unjust, untenable, contrary of Principles of Natural Justice, provisions of the Securitization and Reconstruction of Financial Assets and Enforcement of Securities Interest Act, 2002 and rules framed there under besides being violative of Article 14, 21 and 300-A of Constitution of India and consequently direct the 1st respondent to not to take possession of the mortgaged property, not to conduct the auction of the property, till the I.A. No. 640 in SA No. III of 2025 before the Honourable Debt Recovery Tribunal, Visakhapatnam is decided.

**IA NO: 1 OF 2025**

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the 1<sup>st</sup> respondent to not to take any coercive steps including taking possession of the subject property pursuant to advance sale notice dated 04.03.2025 till the I.A No. 640 in SA No. 111 of 2025 before the 2<sup>nd</sup> respondent is decided.

**Counsel for the Petitioners: SRI GOLI G.V.S. SAI FOR M/S CKR ASSOCIATES**

**Counsel for the Respondents: -**

**The Court made the following order:**



WRIT PETITION NO: 7095 of 2025

Kolli Ravi Vara Prasad and another

...Petitioners

Vs.

Karur Vysya Bank Limited and another

...Respondents

\*\*\*\*\*

Advocate for Petitioner : Mr. Goli G.V.S. Sai  
for CKR ASSOCIATES

Advocate for Respondent : -

CORAM : THE CHIEF JUSTICE DHIRAJ SINGH THAKUR  
SRI JUSTICE R RAGHUNANDAN RAO

DATE : 20th March 2025

P C :

Learned counsel for the petitioners states that even when Securitization Application bearing No.111 of 2025 has been filed before the Debts Recovery Tribunal along with I.A.No.640 of 2025, the said I.A. has not been considered granting interim protection.

We dispose of this Writ Petition with a direction to pass appropriate orders preferably within a period of six (6) weeks. Till such time the appropriate orders are passed, *status quo* be maintained with regard to the property in question. No costs.

Consequently, connected miscellaneous applications, if any, shall stand closed.

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Sd/- A.VIJAYA BABU  
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Authorized Officer, Karur Vysya Bank Limited, H.No. 22-15-91,  
Opp. MRO Office, Main Road, Bhimavaram, West Godavari, Andhra  
Pradesh
2. The Registrar, Debt Recovery Tribunal, D.No 31-32-54, Chitralaya  
Road, Near Leela Mahal Road, Daba Gardens Visakhapatnam, Andhra  
Pradesh.
3. One CC to M/s. CKR Associates [OPUC]
4. Three CD Copies

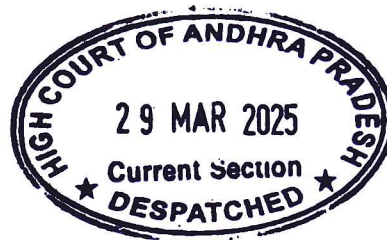
GSC

**HIGH COURT**

**DATED:20/03/2025**

**ORDER**

**WP.No.7095 of 2025**



**DISPOSING OF THE WP**

**WITHOUT COSTS**