

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

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

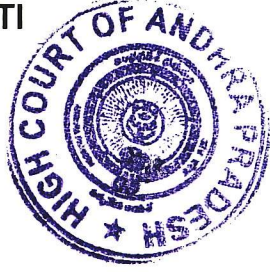
PRESENT

HONOURABLE THE CHIEF JUSTICE SRI DHIRAJ SINGH THAKUR

AND

HONOURABLE SRI JUSTICE R RAGHUNANDAN RAO

WRIT PETITION NO: 7132 OF 2025



Between:

Sibbala Reddy Shanmuga, S/o. Sibbala Narayana, Aged about 25 years,
R/o. 3-25-1-184, Muneppa Colony, B.K. Palli village, Madanapalle Town,
Chittoor District.

...PETITIONER

AND

1. The Union of India, Rep. By Ministry of Finance, New Delhi.
2. Sriram Finance, Rep. by its Manager, Burma Road, Madanapalle Town,
Chittoor District.

...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 any writ or order or direction more particularly one in the nature of writ of Mandamus declaring the action of the respondent financial institution in proceeding to take possession of my house property i.e, RCC building constructed in the total site admeasuring about 320 Sq. yards situated in ward No.3, Neerugattupalli Village, Near New Power house, Bandamedakampalli village, Madanapalle Town and Municipality without granting reasonable time to pay the amounts and to proceed to auction the same for recovery of the loan as illegal and arbitrary and consequently grant 4 months time to pay the loan to the said respondent in the interest of justice.

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 grant 4 months time to pay the loan to the 2nd respondent finance institution pending the Writ Petition.

Counsel for the Petitioner: SRI RAJA REDDY KONETI

**Counsel for the Respondent No.1: SRI PASALA PONNA RAO, DEPUTY
SOLICITOR GENERAL OF INDIA**

Counsel for the Respondent No.2:---

The Court made the following: ORDER



WRIT PETITION NO: 7132 of 2025

Sibbala Reddy Shanmuga

...Petitioner

Vs.

The Union of India and another

...Respondents

Advocate for Petitioner : Mr. Raja Reddy Koneti

Advocate for Respondents : -

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

DATE : 20th March 2025

P C :

The notice under Section 13(2) of the SARFAESI Act, 2002, dated 30.01.2025, has been issued, to which an appropriate reply can be filed by the petitioner, which then requires to be considered by the financial institution.

2. Although a prayer has been made by learned counsel for the petitioner seeking a direction to the financial institution to regularize the account of the petitioner with a view to enable the petitioner pay the balance amount within a period of four months, yet, in our opinion, no such order is warranted in law. It is open to the petitioner to work out his remedies.

3. This Writ Petition is, accordingly, disposed of. No costs.

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

Sd/- M SRINIVAS
ASSISTANT REGISTRAR

//TRUE COPY//

 
SECTION OFFICER

To,

1. The Secretary, Ministry of Finance, Union of India, New Delhi.
2. The Manager, Sriram Finance, Burma Road, Madanapalle Town, Chittoor District.
3. One CC to Sri Raja Reddy Koneti, Advocate [OPUC]
4. One CC to Sri Pasala Ponna Rao, Deputy Solicitor General of India, High Court of A.P.[OPUC]
5. Three CD Copies.

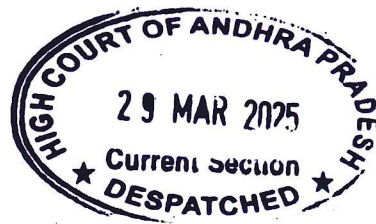
ssb

HIGH COURT

DATED:20/03/2025

ORDER

WP.No.7132 of 2025



DISPOSING OF THE W.P. WITHOUT COSTS