

**WRIT PETITION NO: 10056 of 2026**

Tananki Leela Harika and others

...Petitioner(s)

Vs.

The Union of India and others

...Respondent(s)

**CORAM: HON'BLE MRS JUSTICE LISA GILL
HON'BLE MR JUSTICE TUHIN KUMAR GEDELA****DATE : 21st APRIL, 2026**

Present: Mr. K.L.N. Swamy, Advocate for Petitioners.

Mr. Josyula Bhaskar Rao, Central Government Counsel for
Respondent No.1.

Mr. T.B.L. Murthy, Advocate for Respondent No.2.

None appears for Respondent Nos.3 and 4.

LISA GILL, J.

1. Petitioners in this Writ Petition have challenged proceedings under Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short, "SARFAESI Act"), initiated by Respondent – Bank.

2. It is submitted that loan facility was availed of by husband of 1st petitioner and father of 2nd and 3rd petitioners (minors). Loan account in question was declared Non Performing Asset (NPA) on 29.09.2024. 1st Petitioner's husband had passed away on 26.11.2022. Thereafter, notice

under Section 13(2) SARFAESI Act was issued to 1st petitioner's husband, who was since deceased. Therefore, entire proceedings are vitiated.

3. Learned counsel for Respondent No.2-Bank, referring to demand notice, points out that incorrect facts have been mentioned in this Writ Petition, in as much as, notice under Section 13(2) SARFAESI Act was, in fact, issued to petitioners, being legal heirs of borrower on 20.05.2025. Entire proceedings under SARFAESI Act, are being taken in strict compliance with provisions thereunder. Learned counsel for Respondent No.2-Bank further submits that S.A.No.213 of 2026 has also been filed by petitioners, but there is no mention thereof in Writ Petition. When confronted with this, learned counsel for petitioners submits that these facts were not brought to his notice by petitioners.

4. In the present factual matrix, no ground for interference is made out for exercise of jurisdiction under Article 226 of Constitution of India.

5. Accordingly, Writ Petition is dismissed, though with liberty to petitioners to pursue S.A.No.213 of 2026 filed by them, raising all available pleas. We desist from imposing costs in this matter on fervent request of learned counsel for petitioners to effect that the 1st petitioner is a widow and 2nd and 3rd petitioners are minor children. Pending application(s), if any, stand(s) disposed of accordingly.

(LISA GILL)
JUDGE

(TUHIN KUMAR GEDELA)
JUDGE

Date: 21.04.2026
MS

HON'BLE MRS JUSTICE LISA GILL
HON'BLE MR JUSTICE TUHIN KUMAR GEDELA

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MS