

**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**

MONDAY, THE 6th DAY OF JULY, 2026



**:PRESENT:
THE HONOURABLE SRI JUSTICE BATTU DEVANAND
AND
THE HONOURABLE SMT JUSTICE SUNITHA GANDHAM
WRIT PETITION NO: 10843 OF 2026**

Between:

Mummidivarapu Veera Venkata Padma, D/o.M.S.Murthy, Aged about 32 Years, R/o.D.No.14, Flat No.F2, Peace Apartments, Bhajanakoil, First Street, Choolaimedu, Chennai, Tamilnadu - 600094.

...Petitioner

AND

1. THE UNION OF INDIA, Rep.by its Secretary, Department of Financial Services, Ministry of Finance, Jeevan Deep Building, Sanad Marg, New Delhi-110001.
2. M/s.Cholamandalam Investment & Finance Company Ltd., "Chola Crest" C54 55, Super B-4, Thiru VI Ka Industrial Estate, Guindy, Chennai, Tamilnadu - 600032, Rep. by its Authorised Officer.
3. M/s.Cholamandalam Investment & Finance Company Ltd., Prakash Nagar, Rajamahendravaram, East Godavari District, A.P.- 533103, Rep. by its GPA Holder Sri Chinta Srinivas, S/o.Venkata Ramana.
4. Sri.K.Phani Ravi Sankar, Advocate Commissioner, Rajamahendravaram, Appoint in CrI.MP.No.107/2025, by Hon'ble Prl. Senior Civil Judge (Senior Division), Cum-Chief Judicial Magistrate, Rajamahendravaram, East Godavari District
5. Patamsetti Mary ParamJyothi, W/o.Late Krishna Murthy R/o.D.No.3-73, Burgupudi, Kirlampudi Mandal, East Godavari District(presently Kakinada District), Andhra Pradesh - 533435.

6. Patamsetti Trimurthulu, S/o.Late Krishna Murthy, R/o.D.No.3-73, Burgupudi, Kirlampudi Mandal, East Godavari District(presently Kakinada District) Andhra Pradesh - 533435.
7. Patamsetti Manohar, S/o.Late Krishna Murthy, R/o.D.No.3-73, Burgupudi, Kirlampudi Mandal, East Godavari District(presently Kakinada District) Andhra Pradesh - 533435.

...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 a Writ or order or direction more particularly one in the nature of writ of MANDAMUS declaring the action of the respondents No.2 to 4 seeking to take possession of the petitioners house property bearing Door No.3-87(G+1) situated in an extent of 485.75 Sq.Yard in Sy.No.62/2 of Burgupudi Village, Kirlampudi Mandal, Kakinada District (Erstwhile East Godavari District) instead of Secured Asset situated in Sy.No. 144 bearing Door No.3-73 (G+1), site for an extent of 277.5 Sq.Yard of Burgupudi Village, Kirlampudi Mandal, East Godavari District, (which was mortgaged by the respondents 5 to 7 herein) in pursuance of the order passed appointing Advocate Commissioner(4th respondent herein) in CrI.M.P.No.107/2026, dated 05.03.2026 on the file of the Chief Judicial Magistrate, East Godavari District at Rajamahendravaram, under the provisions of Securitisation and Reconstruction of Financial Assets and Enforcement of Security interest Act 2002 as illegal, irregular, irrational and against principles of natural justice and offends Articles 14, 21 and 300A of Constitution of India and consequently direct the respondents No.2 to 4 not to dispossess the petitioners house property stated supra;

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Petition under Section 151 CPC., is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the respondents 2 to 4 not to dispossess the petitioner from her house property bearing Door No.3-87(G+1) situated in an

extent of 485.75 Sq.Yard in Sy.No.62/2 of Burugupudi Village, Kirlampudi Mandal, Kakinada District, Erstwhile East Godavari District (which is no way concerned with the secured asset) in pursuance of the order passed in CrI.M.P.No.107/2026, dated 05.03.2026 on the file of the Chief Judicial Magistrate, East Godavari District at Rajamahendravaram appointing the 4th respondent as Advocate Commissioner to take possession pending disposal of the writ petition;

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the earlier order of the High Court dt. 22.04.2026 & 22.06.2026 made herein and upon hearing the arguments of Sri Musudi Babji, Advocate for the Petitioner and of Ms. Kasi Annapurna, Advocate for the Respondent No.1, the Court made the following;

ORDER:

Await notice to the respondent Nos.5 to 7.

Learned counsel for the respondent Nos.2 & 3 sought time to file counter affidavit.

List on 27.07.2026.

Till then, interim order granted earlier by this Court shall stands extended.

**SD/- P.BRAHMA RAO
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to Sri. MUSUDI BABJI, Advocate [OPUC]
2. One CC to Sri. KASI ANNAPURNA, CENTRAL GOVERNMENT COUNSEL, Advocate [OPUC]
3. One CC to Sri Kunuku Rajasekhar, Advocate [OPUC]
4. Two Spare Copies

HIGH COURT

**DEV,J
&
SUN,J**

DATED: 06/07/2026

List on 27.07.2026

ORDER

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INTERIM ORDER EXTENDED