

[3443]

(FRESH SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH: AT AMARAVATI
(Special Original Jurisdiction)

FRIDAY, THE NINETEENTH DAY OF JULY —
TWO THOUSAND AND TWENTY FOUR —

:PRESENT:

THE HONOURABLE SRI DHIRAJ SINGH THAKUR, THE CHIEF JUSTICE —

AND

THE HONOURABLE SRI JUSTICE NINALA JAYASURYA —

WRIT PETITION NO: 32280 OF 2013 —

Between:

Sri Chavan Venkateswara Prasad, S/o.Venkataiah Naidu, aged about 42 years, R/o.D.No.10/573-1, M.G.Road, Railway Koduru, Kadapa District.

Petitioner

AND

1. State Bank of India, Railway Koduru Branch, (01459), Kadapa District.
Rep.by its Branch Manager.
2. The Authorized Officer, State Bank of India, Railway Koduru Branch, (01459), Kadapa District.

Respondents

WHEREAS the Petitioner above named through his Advocate SRI.CHALLA GUNARANJAN 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 a writ, direction or orders especially one in the nature of Mandamus declaring the action of the respondents in conducting the auction of the petitioners property situated in survey No. 689/1, bearing D.No.8/308-1 and 8/308-2, of Koduru village, Koduru Mandal, Pullampeta Subdivision, Kadapa District, Andhra Pradesh purported to be in exercise of powers under the provisions of Securitization

and Reconstruction of Financial Assets and Enforcement of Security Interest Act -2002 as without jurisdiction, authority of law, illegal, arbitrary and violative of Art.14, 21 and 300A of the Constitution of India.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and the order of the High Court dated 12.11.2023 made herein and also made in I.A.No.1 of 2013 (W.P.M.P.No.40142 of 2013) and upon hearing the arguments of SRI CHALLA GUNARANJAN Advocate for the Petitioner, directed issue of fresh notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Branch Manager, State Bank of India, Railway Koduru Branch, (01459), Kadapa District.
2. The Authorized Officer, State Bank of India, Railway Koduru Branch, (01459), Kadapa District.

are be and hereby directed to show cause either appearing in person or through an advocate on or before 30.08.2024 to which date the case stands posted as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

IA.NO: 1 OF 2013 (W.P.M.P.No.40142 of 2013)

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to stay of auction of petitioner's property situated in survey No. 689/1, bearing D.No.8/308-1 and 8/308-2, of Koduru village, Koduru Mandal, Pullampeta Subdivision, Kadapa District, Andhra Pradesh which is shown as Item No.1 in auction notice dt. 16.9.2013, issued by

respondent no.2 published in District Edition, Sakashi, dt. 3.10.2013, pending disposal of the Writ Petition No.32280 of 2013, on the file of the High Court.

THE COURT MADE THE FOLLOWING ORDER:

None for the respondents.

Issue fresh notice to respondent Nos.1 and 2.

List on 30.08.2024.

Interim order granted earlier stands extended till the next date of hearing.

**Sd/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR**

//TRUE COPY//

For /


SECTION OFFICER

To,

1. The Branch Manager, State Bank of India, Railway Koduru Branch, (01459), Kadapa District.
2. The Authorized Officer, State Bank of India, Railway Koduru Branch, (01459), Kadapa District. (1 & 2 by RPAD- along with a copy of petition and affidavit)
3. One CC to SRI.CHALLA GUNARANJAN Advocate [OPUC]
4. Two spare copies

SRL

HIGH COURT

HC,J & NJS,J

DATED:19/07/2024

NOTE: LIST ON 30.08.2024

FRESH NOTICE BEFORE ADMISSION

WP.No.32280 of 2013

