

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

WEDNESDAY, THE 8th DAY OF JULY 2026



:PRESENT:
THE HONOURABLE SRI JUSTICE BATTU DEVANAND
AND
THE HONOURABLE SMT JUSTICE SUNITHA GANDHAM

WRIT PETITION NOS: 13361 & 24284 OF 2024

WRIT PETITION NOS: 13361 OF 2024

Between:

M/s. VMS Ferro Alloys Private Limited, Rep. by its Managing Director,
Konda Mohan Reddy, Kunchanapalli Village, Tadepalli Mandal, Guntur
District

...Petitioner

AND

1. The Authorised Officer, Indian Bank Head Office at 254-260 Avvai Shanmugam Salai, Royyapettah Chennai.
2. The Branch Manager, Indian Bank, Governorpet Branch, D.No 27-6-170, Prakasam Road, Governorpet, Vijayawada.
3. C-Tel Info Systems Private Limited, Pusa Lane, Karol Bagh, New Delhi, Central Delhi.

...Respondents

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue Writ or direction more particularly one in the nature of Writ of Certiorari by setting aside the findings of the learned Appellate Tribunal Appeal No 75 of 2022 and 41 of 2023 dated 13-05-2024 with regard to the finding that the Secured Creditor is directed to refund the amount to the auction purchaser along with interest from the date of deposit till the date of actual payment at interest applicable in the bank on the fixed deposit on the relevant date of deposit as it is against to Rule 9(4) and 9(5) of the Security Interest (Enforcement) Rules, 2022 and consequently forfeit the deposited

amount as envisaged under Rule 9(5) of the Security Interest (Enforcement) Rules, 2022

IA NO: 2 OF 2024

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 stay further proceedings pursuant to the order of the Appellate Tribunal with regard to the finding "the Secured Creditor is directed to refund the amount to the auction purchaser along with interest from the date of deposit till the date of actual payment at interest applicable in the bank on the fixed deposit on the relevant date of deposit" till pending disposal of W.P.No.13361 of 2024, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the earlier orders of the High Court dated: 01.07.2024, 22.07.2024, 19.08.2024, 30.06.2025, 30.10.2025, 20.11.2025, 11.12.2025, 08.01.2026, 05.02.2026, 26.02.2026, 12.03.2026, 01.04.2026, 29.04.2026 & 17.06.2026 made herein and upon hearing the arguments of Sri.PADALA VENKATA SRIRAM REDDY, Advocate for the Petitioner and of Sri SRIDHAR VALIVETI, Advocate for Respondent Nos. 1 & 2 and of Sri A.CHANDRAIAH NAIDU, Advocate for Respondent No.3;

WRIT PETITION NO: 24284 OF 2024

Between:

1. The Authorised Officer, Indian Bank, Governorpet Branch, Vijayawada 520002, Andhra Pradesh.
2. The Branch Manager, Indian Bank, Governorpet Branch, Vijayawada 520002, Andhra Pradesh

...Petitioners

AND

1. M/s.VMS Ferro Alloys Private Limited, Rep.by its Managing Director Tadepalli-522 501 Guntur District

2. M/s. C.Ted Info Systems Private Limited, Rep.by Sri K Srinivasa Krishna, Director, office situated at Pusa Lane, Karol Bagh, New Delhi, Central Delhi

...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 pass a writ or order or direction more particularly the one in the nature Writ of Certiorari calling for the records pertaining to Appeal No 75 of 2022 on the file of the Hon'ble DRAT, Kolkata and consequently to quash the order dt. 13.04.2024 passed by the Hon'ble DRAT, Kolkata passed in Appeal No 75 of 2022.

IA NO: 2 OF 2024

Petition under Section 151 of 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 pass interim orders granting interim suspension of the impugned order passed by the Hon'ble DRAT, Kolkata passed in passed in Appeal No; 75 of 2022 dated 13.05.2024, Pending disposal of WP No. 24284 of 2024, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the earlier orders of the High Court dated: 06.12.2024, 24.01.2025, 21.03.2025, 30.06.2025, 30.10.2025, 20.11.2025, 11.12.2025, 08.01.2026, 05.02.2026, 26.02.2026, 12.03.2026, 01.04.2026, 29.04.2026 & 17.06.2026 made herein and upon hearing the arguments of Sri SREEDHAR VALIVETI, Advocate for the Petitioners and of Sri PADALA VENKATA SRIRAM REDDY, Advocate for the Respondent No.1 and of Sri A.CHANDRAIAH NAIDU, Advocate for the Respondent No.2, the Court made the following

ORDER:

Learned counsel appearing for the Bank furnished a copy of Judgment of the Apex Court, on which, he is relying.

Learned counsel appearing for the borrower and auction purchaser sought time to look into the same.

List on 15.07.2026 under the caption 'for orders'.

Interim orders granted earlier in W.P.Nos.13361 and 24284 of 2024 shall stand extended for a further period of two (02) weeks.

**SD/-K.V.RAGHAVULU
ASSISTANT REGISTRAR**

//TRUE COPY//


SECTION OFFICER

To,

1. One CC to Sri PADALA VENKATA SRIRAM REDDY, Advocate [OPUC]
2. One CC to Sri A.CHANDRAIAH NAIDU, Advocate [OPUC]
3. One CC to Sri SREEDHAR VALIVETI, Advocate [OPUC]
4. Two spare copies

PSR

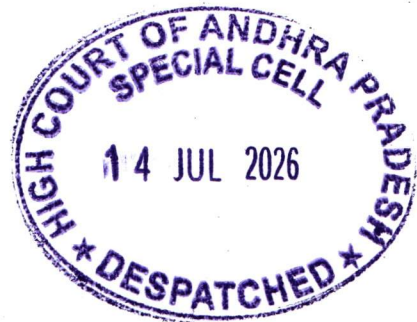
HIGH COURT

**DEV,J
&
SUN,J**

DATED:08.07.2026.

NOTE: List on 15.07.2026 under the caption 'for orders'.

ORDER



WRIT PETITION NOS: 13361 & 24284 OF 2024

INTERIM ORDER EXTENDED