

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

**MONDAY, THE NINETEENTH DAY OF JANUARY
TWO THOUSAND AND TWENTY SIX**

:PRESENT:

**THE HONOURABLE SRI JUSTICE CHEEKATI MANAVENDRANATH ROY
AND**

THE HONOURABLE SRI JUSTICE TUHIN KUMAR GEDELA

WRIT PETITION NO: 26704 OF 2025



Between:

Kondiboyina Kalyan Chakravarthy, S/o Jayachandra Raju, aged about 49 years, R/o D.No.30-20/1-17, Kotilingam Vari Street, Seetharampuram, Vijayawada - 520 002

...Petitioner

AND

1. Union of India, rep., by it's Secretary, Ministry of Finance, New Delhi - 110 001
2. M/s IKF Finance Ltd., rep., by its Authorized Officer, O/o D.No.40-1-144, Corporate Center, M.G. Road, Vijayawada - 520 010
3. SBI RACPC-II, rep., by its Branch Manager, Ramachandra Nagar Rd, Siddhartha Nagar, Benz Circle, Vijayawada - 520 010
4. M/s Prasad Constructions, rep., by its Prop., Chagantipati Prasad, aged about 49 years, R/o D.No.2-18, Ramalayam St., Ramavarappadu, Vijayawada - 521 108
5. Chagantipati Prasad, S/o Venkateswara Rao, aged about 49 years, R/o D.No.2-18, Ramalayam St. Ramavarappadu, Vijayawada - 521 108

... 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/order or direction particularly in the nature writ of Mandamus declaring the Auction Notice Dt 11.08.2025 issued by the

Respondent No.2 under Rule 6(2)/8(6) of the Security Interest (Enforcement) Rules 2002 as violative of Art., 14 and 300-A of the Constitution of India besides being in violation of SARFEASI Act and the Rules on the subject, directing not to proceed further;

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 direct the Respondent No.2 not to conduct Auction vide the Auction Notice Dt:11.08.2025 issued under Rule 6(2)/8(6) of the Security Interest (Enforcement) Rules 2002, Pending disposal of WP 26704 of 2025, 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 order of the High Court dated:26.09.2025 & 22.12.2025 and upon hearing the arguments of Sri.POTHINA GAGAN KARTHIK Advocate for the Petitioner, GP for BACHINA HANUMANTHA RAO (CENTRAL GOVT COUNSEL) for the Respondent No.1 and the Court made the following.

ORDER:

Learned counsel for the respondents submits that he has filed counter affidavit in the Registry today with USR.No.4134 of 2026.

Registry is directed to verify and place the same on record.

In the meanwhile, for reply affidavit, if any, list the matter on 02.02.2026.

Interim order granted earlier is extended till then.

//TRUE COPY/

SD/-A.VIJAYA BABU
DEPUTY REGISTRAR


SECTION OFFICER

To,

1. One CC to Sri. Pothina Gagan Karthik, Advocate [OPUC]
2. One CC to Sri. Bachina Hanumantha Rao, (CENTRAL GOVT COUNSEL) Advocate [OPUC]
3. Two spare copies

HIGH COURT

CMR,J

&

GTK,J

DATED:19.01.2026

List the matter on 02.02.2026

ORDER

WP.No.26704 of 2025

INTERIM ORDER EXTENDED

