

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

MONDAY, THE TENTH DAY OF MARCH,
TWO THOUSAND AND TWENTY FIVE

: PRESENT:

HONOURABLE SRI DHIRAJ SINGH THAKUR, THE CHIEF JUSTICE

AND

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 27318 OF 2024



Between:

1. Angara Bhogavathi Lakshmi Tayaru, W/o late Saibabu aged about 73 years, Housewife, residing at Kirlampudi Layout, Visakhapatnam.
2. Angara Rajesh, S/o late Saibabu, aged about 52 years. Business, residing at Kirlampudi Layout, Visakhapatnam.
3. Angara Ravindra, S/o late Saibabu, aged about 50 years, residing at Kirlampudi Layout, Visakhapatnam.

..Petitioners

AND

The State Bank of India, Bazaar Branch, Rajamahendravaram East Godavari District Rep. by its Branch Manager.

...Respondent

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 OF CERTIORARI calling for records leading up to passing the impugned order, dated 30.04.2024 (served through letter, dated 05.06.2024) in Appeal No.246/2017, on the file of Debt Recovery Appellate Tribunal, Kolkata (for short DRAT) confirming the order dated 01.08.2017 passed in M.A.No.91/2010 in O.A.No.101/2005 on the file of Debt Recovery Tribunal, Visakhapatnam (for short DRT) as illegal, arbitrary, unconstitutional

and without jurisdiction and contrary to Rule 22 (2)(h) of RDDV Act and quash the same, in the interest of justice;

IA NO: 1 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 grant STAY of all further proceedings in R.P.No.84/2009 in O.A.No.101/2005, on the file of Debt Relief Tribunal, Visakhapatnam, in the interest of justice, pending disposal of WP No. 27318 of 2024, on the file of the High Court.

The Petition coming on for hearing and upon perusing the petition and affidavit filed herein support thereof and the earlier orders of the High Court dated:02.12.2024, & 27.01.2025, made herein and upon hearing the arguments of M/s. UTTARA LEGAL Advocate for the Petitioners, the Court made the following

ORDER:

Due to paucity of time, the matter is adjourned.

List on 05.05.2025.

Interim order granted earlier shall continue to operate till the next date of hearing.

SD/- A. VIJAYA BABU
ASSISTANT REGISTRAR
SECTION OFFICER

//TRUE COPY//

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To,

- 1. One CC to M/s.UTTARA LEGAL, Advocate [OPUC]**
- 2. Two spare copies**

PSR

HIGH COURT

HC,J & RC,J

DATED:10.03.2025

NOTE: List on 05.05.2025.

ORDER

WP.No.27318 of 2024

INTERIM ORDER EXTENDED

