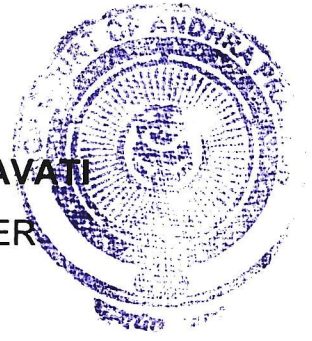


IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
MONDAY, THE TWENTY FOURTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FIVE



:PRESENT:

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

THE HONOURABLE SRI JUSTICE TUHIN KUMAR GEDELA

IA No. 1 OF 2025

IN

WP NO: 32727 OF 2025

Between:

1. M/s Vijetha Super Market, (Unit Hotel Vijetha Inn) TS No. 310/1 part AND 310/2, part, Hotel Vijetha Inn, Gorlevvari Street, Near Ramalayam, GT Road, Srikakulam-523001, Represented by its Managing Partner Kamineni Sankara Rao, S/o.Basavanadham
2. M/s. Vijetha Commercial Complex, S.No. 170/1, Opp. East Gate of Govt. Polytechnic College, Kusalapuram Village, Municipal Corporation limits, Etcherla mandal, Srikakulam, -532001, Represented by its Proprietor Kamineni Sankara Rao, S/o.Basavanadham
3. Kamineni Sankara Rao, S/o Basavanadham Aged 56 Years, R/o Hotel Vijetha Inn 5th Floor, Gorlevvari Street near Ramalayam, Srikakulam, 532001.
4. Kamineni Viswathi, W/o Sankara Rao, Aged 51 Years, R/o Hotel Vijetha Inn 5th Floor Gorlevvari Street near Ramalayam, Srikakulam, 532001.

...Petitioner(s)

(Petitioners in WP 32727 OF 2025

on the file of High Court)

AND

1. Union Bank of India, Rep. by its Chief Manager, UFMB Branch, G.T Road, Srikakulam- 532001. Ubin0805131@unionbankofindia.bank

2. The Authorised Officer, Union Bank of India, UFMB Branch, G.T Road, Srikakulam- 532001. Ubin0805131@unionbankofindia.bank
3. The Regional Head, Union Bank of India, D.No.8, Venkatapuram Jn New Bridge Road, Near Simhadwaram Srikakulam, Andhra Pradesh- 532410
4. The Director, MSME-DFO (Micro, Small and Medium Enterprises Development and Facilitation Office) Office at Plot No. 6, Industrial Corridor-Pudi Achutapuram, Vishakhapatnam, 531011.

...Respondent(s)

(Respondents in-do-)

Counsel for the Petitioners :M/s CKR ASSOCIATES

Counsel for the Respondent Nos.1 to 3:SRI K.RANGA SURYA PRAKASH RAO, Standing Counsel

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 direct the Respondents not to interfere with the physical possession of the properties mentioned in the 'Schedule of Properties', pursuant to the notice/s dated. 15.11.2025 issued by the 2nd Respondent, Pending disposal of WP No. 32727 of 2025, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

At the time of hearing the petition, it is brought to the notice of this Court that the presiding officer of Debts Recovery Tribunal is on leave and the Debts Recovery Tribunal is not functioning at present. Therefore, the petitioner is constrained to approach this Court, seeking

the relief claimed in the writ petition, in view of the urgency, as an attempt is being made to take possession of the property in question by issuing notice under Section 13(4) and Rule 8(1).

Therefore, considering the facts and circumstances of the case, as pleaded in the writ petition and in this petition and the submissions made by learned counsel for the petitioner, as the petitioner was again called for discussions for the proposals made for settlement of the dispute under MSME scheme, there shall be interim direction to respondent No.2 not to take physical possession of the property, pursuant to the notice dated 15.11.2025 issued by respondent No.2, till the next date of hearing.

SD/- K.TATA RAO
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

For

To,

1. The Chief Manager, Union Bank of India, UFMB Branch, G.T Road, Srikakulam- 532001. Ubin0805131@unionbankofindia.bank
2. The Authorised Officer, Union Bank of India, UFMB Branch, G.T Road, Srikakulam- 532001. Ubin0805131@unionbankofindia.bank
3. The Regional Head, Union Bank of India, D.No.8, Venkatapuram Jn New Bridge Road, Near Simhadwaram Srikakulam, Andhra Pradesh- 532410
4. The Director, MSME-DFO (Micro, Small and Medium Enterprises Development and Facilitation Office) Office at Plot No. 6, Industrial Corridor-Pudi Achutapuram, Vishakhapatnam, 531011. (Addressees 1 to 4 By RPAD)
5. One CC to M/s CKR ASSOCIATES Advocate [OPUC]
6. One CC to SRI K.RANGA SURYA PRAKASH RAO, Standing Counsel [OPUC]
7. Two spare copies

HIGH COURT

**CMR,J
&
GTK,J**

DATED:24/11/2025

NOTE: LIST THE MATTER ON 22.12.2025.

ORDER

**IA No. 1 OF 2025
IN
WP NO: 32727 OF 2025**

INTERIM DIRECTION

