



IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

**MONDAY, THE FIRST DAY OF DECEMBER,
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: 33317 OF 2025

Between:

1. Narina Sri Lakshmi, w/o Marina Venkata Narasimha Babu, D.no1-96, near panchayatoffice, yelamanchili mandal, near boarding school yenuguvanilanka, west godavari-534275, andhra pradesh
2. Narina venkata narasimha babu, D.no.1-96- enuguvanilanka post, Yenuguvanilanka,Narsapur, Yelamanchili West Godavari, Andhra Pradesh 534275.

...Petitioners

(Petitioner in WP 33317 OF 2025

on the file of High Court)

AND

1. The Union of India, Rep. by its Secretary to Government of India
Department of Finance, New Delhi.
2. The Authorized Officer, M/s Shri Ram Finance Limited, A company
Registered under the Companies Act 1956 and having its registered
office at 123, AngappaNaicken Street, Chennai-600001.
3. The Branch Manager, M/s Shri Ram Finance Limited, Branch Office at
D.No. 22b13-8, Venkataramasavar press road Savarpeta, Eluru -
534002 .

...Respondents

(Respondents in-do-)

Counsel for the Petitioner :Sri.TALLAPRAGADA SRIRAM

Counsel for the Respondent :

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 suspend the demand dt: 23.09.2025 and not to dispossess the petitioner from the mortgaged property Pending disposal of WP No. 33317 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:

The measures initiated by respondent Nos.2 and 3-Finance institution to put the secured asset for sale for realization of the loan amount has been challenged on the principal ground of gross violation of Section 26D of Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002, (for short, 'SARFAESI Act'), which mandates the registration of the secured asset by the finance institution with the Central Registry and on that ground it is contended that the impugned proceedings are unsustainable under law. Almost in a similar circumstance, a Coordinate Bench of this Court in writ petition No.16338 of 2025 as per order dated 03.07.2025 ordered for stay of the proceedings initiated under SARFAESI Act for sale of the secured asset. The said order is also placed on record at page No.27 of the material papers.

Therefore, in view of the same, there shall be interim stay of the proceedings initiated under SARFAESI Act by respondent Nos.2 and 3 relating to the secured asset, till the next date of hearing.

//TRUE COPY//

For

SD/- N.NAGAMMA
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Secretary, Union of India, Government of India Department of Finance, New Delhi.
2. The Authorized Officer, M/s Shri Ram Finance Limited, A company Registered under the Companies Act 1956 and having its registered office at 123, AngappaNaicken Street, Chennai-600001.
3. The Branch Manager, M/s Shri Ram Finance Limited, Branch Office at D.No. 22b13-8, Venkataramasavar press road Savarpeta, Eluru - 534002. (addressee 1 to by 3 **RPAD**)
4. One CC to Sri. Tallapragada Sriram Advocate [OPUC]
5. Two spare copies

HIGH COURT

CMR,J

&

GTK,J

DATED:01/12/2025

ORDER

I.A.No.1 of 2025

IN

WP.No.33317 of 2025

INTERIM STAY

