

[3558]

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)

TUESDAY, THE SECOND DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE CHEEKATI MANAVENDRANATH ROY
AND

THE HONOURABLE SRI JUSTICE TUHIN KUMAR GEDELA
WRIT PETITION NO: 33576 OF 2025

Between:

Perichrla Satyavathi, W/o. Tirumala Satyanarayana Raiu D.No. 3-14,
Kolamuru, Undi Mandal, West Godavari District.

Petitioner

AND

1. The Union of India, Ministry of Finance, Rep.by its Secretary, Sastry Bhavan, New Delhi.
2. Canara Bank, Akividu Branch, West Godavari District, Rep. by its. Divisional Manager-Cum- Authorised Officer Mr. Arumbaka Fancis, S/o.Immaniyuiu, Bhimavaram, West Godavari District.

Respondents

WHEREAS the Petitioner above named through her Advocate SRI SIVA RAMA KRISHNA KOLLURU presented this 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 a writ order or direction more particularly one in the nature of Writ of mandamus declaring the action of the 2nd respondent in taking physical possession of the subject property belonging to the petitioner i.e Item 1: residential building in an extent of 247 sq yds in R.S.No. 359/9 of Kolumuru Village, Undi Mandal, East Godavari District, Item 2: pond in an extent of 15-8-39 Sq yds in R.S.No.

359/9 of Kolumuru Village, Undi Mandal, East Godavari District, under Section 14 of the SARFAESI ACT during the pendency of the restoration application filed in S.A.No. 22 of 2025 on the file of Debt Recovery Tribunal, Visakhapatnam, as illegal, arbitrary and in violation of SRFAESI ACT and DRT Act, 1993 and Articles 21 and 300-A of the Constitution of India and Consequently direct the respondents not to take physical possession of the subject property.

AND WHEREAS the High Court upon perusing the petition and affidavit/memorandum of grounds filed herein and upon hearing the arguments of Sri Siva Rama Krishna Kolluru Advocate for the Petitioner and of Sri Bachina Hanumantha Rao, learned Central Government Counsel for the Respondent no.1 directed issue of notice to the Respondent No.2 herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

The Divisional Manager-Cum- Authorised Officer Mr. Arumbaka Fancis Canara Bank, Akividu Branch, West Godavari District, S/o. Immaniyeu, Bhimavaram, West Godavari District.

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted, on or before 30.12.2025, on which date the case stands posted for hearing.

The Court made the following: ORDER

Sri Bachina Hanumantha Rao, learned Central Government Counsel, takes notice for respondent No.1 and requests time to seek instructions.

Issue notice to respondent No.2, returnable by 30.12.2025.

List the matter on 30.12.2025.

**SD/- T. SRINIVASA RAO
ASSISTANT REGISTRAR**

//TRUE COPY//


SECTION OFFICER

To,

1. The Divisional Manager-Cum- Authorised Officer Mr. Arumbaka, S/o. Immaniyeiu, Fancis Canara Bank, Akividu Branch, West Godavari District, Bhimavaram, West Godavari District.(**by RPAD- along with a copy of petition and memorandum of grounds**)
2. One CC to SRI. SIVA RAMA KRISHNA KOLLURU, Advocate [OPUC]
3. One CC to SRI. BACHINA HANUMANTHA RAO (CENTRAL GOVT COUNSEL) [OPUC]
4. One CC to Additional Solicitor General, High court of A.P [OPUC]
5. **Two spare copies.**

adp

HIGH COURT

CMR,J

&

GTK,J

DATED:02/12/2025

LIST THE MATTER ON 30.12.2025.

NOTICE BEFORE ADMISSION

WP.No.33576 of 2025

