

HIGH COURT OF ANDHRA PRADESH : AT AMARAVATI

MAIN CASE No: W.P.No.33659 of 2025

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
01.	02.12.2025	<u>CMR, J & GTK, J</u> <u>W.P.No.33659 of 2025</u> Issue notice to respondent Nos.1 and 2, returnable in four (04) weeks. List the matter on 30.12.2025. <u>I.A.No.1 of 2025</u> The measures initiated by the respondent-institution under the SARFAESI Act for recovery of the loan amount from the petitioners, who are the principal borrowers are questioned in the writ petition mainly on the ground that a financial institution can invoke the provisions of the SARFAESI Act only when the due amount sought to be recovered is above Rs.20,00,000/- and if the due amount is below Rs.20,00,000/- that they cannot invoke SARFAESI Act and initiate proceedings thereunder as per notification dated 24.02.2020 bearing S.O.856(E) as modified by notification dated 12.02.2021 bearing S.O.652(E) issued in exercise of powers vested in the Government in terms of Section 2(1)(m)(iv) of SARFAESI Act. On the same grounds, when the measures initiated by the financial institution are questioned, a Coordinate Bench of this Court earlier in Writ Petition No.28403 of 2025 as per order dated 14.10.2025	Contd.....

ordered for stay of operation of the impugned proceedings therein.

Therefore, in view of the above, there shall be interim stay of further proceedings and to maintain *Status-Quo* as on today, till the next date of hearing.

CMR, J

GTK, J

BMS