

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

WEDNESDAY, THE SEVENTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

**THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR
WRIT PETITION NO: 12280 OF 2024**

Between:

M/s SARASA CHIT FUND COMPANY Pvt Ltd., 11-5-12/1, Sarasa Complex, Wyr Road, KHAMMAM,- T.S.-507002. Represented by its Managing Director, G.H.Rao, Flat No 203, PGR ENCLAVE, Road 11, Nalanda Nagar, Hyderguda, Attapur, Rajendranagar Mandal, Rangareddy District, T.S.- 500048

Petitioner

AND

1. The State of Telangana, Rep., by its Principal Secretary, Finance and GAD, Secretariat, Hyderabad.
2. The Registrar of Chits, The Commissioner and Inspector General, Registration and Stamps Department, Hyderabad.
3. The Assistant Registrar of Chits, Khammam, Khammam District.

Respondents

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, order or direction, more so, a writ in the nature of mandamus, by declaring the action of the respondents, in refusing to repay or refund the security deposits total 11 FDRs received from the petitioner, at the commencement of chit series, as bad, illegal, arbitrary, unlawful and contrary to law and consequently to direct the respondents, to refund or repay the security deposit to the petitioner along with interest;

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 direct the respondents to consider for refund of the security deposit amount to the petitioner along with interest lying with the respondents during the pendency of the above writ petition, Pending disposal of WP 12280 of 2024, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI. N SARASA DEVI, Advocate for the Petitioner, GP FOR GENERAL ADMINISTRATION Advocate for the Respondents and the Court made the following.

ORDER:

Learned counsel for the petitioner submits that aggrieved by the action of respondent in not repaying the security deposit to the petitioner this writ petition is filed.

Learned counsel further submitted that there are total 11 FDR's which are under custody of respondent No.3 and respondents are refusing to repay the same to the petitioner.

Learned Assistant Government Pleader for Stamps and Registration submitted that no instructions are forthcoming from respondent Nos.2 and 3.

Since, no instructions are forthcoming from the respondents and in view of the fact that the FDR's are under the custody of respondent No.3, this Court directs the respondent No.3 to be present before this Court and answer why the said FDR's are kept under his custody.

List on 12.08.2024, under the caption "for appearance".

Learned Assistant Government Pleader for Stamps and Registration as well as Registry is directed to communicate this order to respondent No.3.

**SD/-C.PRAVEEN KUMAR
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Finance and GAD, State of Telangana, Secretariat, Hyderabad.
2. The Registrar of Chits, The Commissioner and Inspector General, Registration and Stamps Department, Hyderabad.
3. The Assistant Registrar of Chits, Khammam, Khammam District.
(1 TO 3 by RPAD)
4. One CC to SRI. N SARASA DEVI, Advocate [OPUC]
5. Two CCs to GP FOR GENERAL ADMINISTRATION, High Court at Hyderabad.
[OUT]
6. One spare copy

HIGH COURT

NVSK, J

DATED:07/08/2024

**LIST ON 12.08.2024, UNDER
THE CAPTION "FOR APPEARANCE".**

ORDER

WP.No.12280 of 2024

DIRECTION

