

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**THURSDAY, THE SECOND DAY OF JULY
TWO THOUSAND AND TWENTY SIX**

:PRESENT:

**THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR
WP NO: 20239 OF 2026**

Between

1. K.D.Premaleela, W/o.M.Ashok.
2. M. Ashok, S/o Sailas.

Petitioners

AND

1. The State of Telangana, represented by the Principal Secretary, Department of Cooperation, Telangana State Secretariat Buildings, Saifabad, Hyderabad - 500004, Telangana
2. A.P.Mahesh Co-Operative Urban Bank Limited, Registered Office 5-3-989, III Floor, N.S. Road, Hyderabad 500 095
3. A.P.Mahesh Co-operative Urban Bank Limited, R.T.C. X Roads Branch, D. No. 1-8-522/3 and 4, Ground Floor, Chikkadpally, Hyderabad 500 27.

Respondents

WHEREAS the Petitioners above named through their Advocate SRI CH SAMSON BABU presented this 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 an appropriate Writ more in the nature of Writ of Mandamus declaring the action of the Respondent bank in initiating the recovery proceedings even before the completion of the Course for which the educational loan was obtained vide No.ML69693, and seeking to auction the property vide their letter of Notice dated 03.06.2026 vide Reference APMB/REC/2026-27/14 and not considering the request of the Petitioner to grant time until the amounts are released due to the Petitioner No.1 in terms of the orders of the Hon'ble High Court in WP No.18970 of 2026, as being arbitrary and illegal and consequently stay all further proceedings of the Respondent No.3 vide Notice No. APMB/REC/2026-27/14, dated 03.06.2026 and issue such other Writ or Order or direction as deemed fit and proper in the circumstances of the case.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri. CH SAMSON BABU Advocate

for the Petitioners, directed issue of notice to the Respondent Nos. 2 & 3, herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. P. Mahesh Co-Operative Urban Bank Limited, Registered Office 5-3-989, III Floor, N.S. Road, Hyderabad 500 095
2. A.P. Mahesh Co-operative Urban Bank Limited, R.T.C. X Roads Branch, D.No. 1-8-522/3 and 4, Ground Floor, Chikkadpally, Hyderabad 500 27.

are directed to show cause on or before 23.07.2026 to which date the case stands posted 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.

I.A. NO: 1 OF 2026

Petition under Section 151 of C.P.C praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to stay all further proceedings arising out of proceedings of the Respondent No.3 bank in APMB/REC/2026-27/14, dated 03.06.2026 including the sale of the Petitioners property bearing Municipal H. No. 1-6-212/24, Parsigutta, Musheerabad, Hyderabad through auction, pending disposal of WP No 20239 of 2026, on the file of the High Court.

The Court made the following:

ORDER

The petitioner is aggrieved by the action of the respondent-Bank in initiating recovery proceedings and seeking to auction the secured asset vide Notice dated 03.06.2026 bearing Reference No. APMB/REC/2026-27/14, without considering the request of the petitioner for grant of time till the amounts due to Petitioner No.1 are released in terms of the orders passed by this Court in W.P. No.18970 of 2026, as being arbitrary and illegal, with a consequential prayer to stay all further proceedings. ✓

Learned counsel for the petitioner submits that the petitioner had availed an educational loan for his daughter to pursue a medical course and that she has completed the course, and obtained the Internship Certificate. ✓

Learned counsel further submits that Respondent Nos.2 and 3 issued Notice dated 03.06.2026 under Rule 8(6) of the Security Interest (Enforcement) Rules, 2002 proposing to auction the secured asset for recovery of the outstanding loan amount. ✓

Learned counsel submits that the petitioner submitted representations dated 10.06.2026 and 23.06.2026 requesting Respondent Nos.2 and 3 to consider One Time Settlement (OTS) in respect of Loan Account No.ML69693 and to withdraw the proposed auction proceedings. Learned counsel further submits that the petitioner is due to receive his retirement benefits from the Government and is willing to clear the outstanding dues, but seeks reasonable time for the said purpose. It is also submitted that the petitioner is suffering from certain medical ailments.

Having regard to the aforesaid facts and circumstances, Respondent Nos.2 and 3 are directed to consider the representations of the petitioner dated 10.06.2026 and 23.06.2026 and pass appropriate orders, in accordance with law, as expeditiously as possible. ✓

Till such time, the respondent-Bank shall not take any coercive steps, including conducting the proposed auction ✓

Issue notice to respondent Nos.2 and 3. ✓

Learned counsel for the petitioner is permitted to take out personal notice on respondent Nos.2 and 3 through Speed Post With Acknowledgement Due and file proof of service in the Registry by next date of hearing.

List on 23.07.2026.

//TRUE COPY//

Sd/- A.SREENIVASA REDDY
ASSISTANT REGISTRAR


SECTION OFFICER

To,

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1. The Principal Secretary, Department of Cooperation, State of Telangana, Telangana State Secretariat Buildings, Saifabad, Hyderabad - 500004, Telangana[by SPAD]
 2. A.P.Mahesh Co-Operative Urban Bank Limited, Registered Office 5-3-989, III Floor, N.S. Road, Hyderabad 500 095
 3. A.P.Mahesh Co-operative Urban Bank Limited, R.T.C. X Roads Branch, D. No. 1-8-522/3 and 4, Ground Floor, Chikkadpally, Hyderabad 500 27. [Addressees 1 & 3 by SPAD-along with a copy of petition and affidavit]
 4. One CC to Sri. CH SAMSON BABU Advocate [OPUC]

5. Two CCs to GP FOR COOPERATION, High Court for the State of Telangana,
at Hyderabad [OUT]
6. One spare copy

HIGH COURT

NVSK, J

DATED: 02-07-2026

List on 23.07.2026

NOTICE BEFORE ADMISSION



WP.No.20239 of 2026

DIRECTION