

THE HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY
AND
THE HON'BLE SRI JUSTICE G. SHYAM PRASAD

WRIT PETITION NO.15261 OF 2016

DATED:22-08-2016

Between:

M/s. Sri Laxmi Sanitary Stores
Rep. by Sri M. Ramesh Reddy
Hyderabad

... Petitioner

And

Andhra Bank
Gudivada Branch
Krishna District
Rep. by its Authorized Officer
and others

... Respondents

COUNSEL FOR THE PETITIONER: None appeared

COUNSEL FOR RESPONDENT NO.1: Sri V. Dyumani

COUNSEL FOR RESPONDENT NO.2: -

COUNSEL FOR RESPONDENT NO.3: -



ORDER: (per the Hon'ble Sri Justice C.V. Nagarjuna Reddy)

This writ petition is filed for the following substantive relief:

"...to issue a writ or order or direction more particularly one in the nature of Writ of Mandamus, suspending/declaring the action of the 1st respondent in initiating the proceedings under the provisions of SARFAESI Act in respect of schedule of property including the proceedings in CrI. M.P. No.899/2015 on the file of Chief Metropolitan Magistrate, Cyberabad, R.R.Dist., in pursuance of the Possession Notice dt.27.01.2015 issued by the 1st respondent bank, as illegal, null and void and violation of the provisions of the SARFAESI Act and consequently directing the Hon'ble Debts Recovery Tribunal, Hyderabad, to pass orders on merits in SA No. 163 of 2016."

At the hearing, there is no representation for the petitioner.

Hence, the writ petition is dismissed for non-prosecution.

As a sequel to dismissal of the writ petition, interim order dt.28.4.2015 shall stand vacated, and W.V.M.P. No.2886 of 2016 and W.P.M.P. No.18923 of 2016 shall stand disposed of as infructuous.

G.V. NAGARJUNA REDDY, J

G. SHYAM PRASAD, J

22-08-2016

bmr