IN THE HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH

HON'BLE SRI JUSTICE V.RAMASUBRAMANIAN
AND
THE HON'BLE MS. JUSTICE J. UMA DEVI

W.P.NO.40168 of 2018

Date: 12-11-2018

#Between:

Sama Veman Reddy, S/o. Shambulinga Reddy
R/o. H.No.6-16-13/4, 2nd Floor F2,
Raja Surya Apartment, East Point Colony,
Near Sai Baba Temple, Chinnavalt Air,
Visakhapatnam, A.P.

.... Petitioner

And

The Canara Bank, Rep. by its Chief Manger, and
Authorised Officer, Seethammadhara Branch,
#50-39-8/2/3, TPT Colony, Balayya Sastry Layout,
Seethammadhara, Viskahapatnam.

... Respondents

! Counsel for the Petitioner : Mr. Gurram Venkatramana

^ Counsel for Respondents 1 to 3 : Mr. Dishit Battacharjee

< GIST:

> HEAD NOTE:

? Cases referred

THE HON'BLE SRI JUSTICE V. RAMASUBRAMANIAN
AND
THE HON'BLE MS. JUSTICE J. UMA DEVI

WRIT PETITION No.40168 of 2018

ORDER: (Per VRS,J.)

The petitioner has come up with the above writ petition seeking a Mandamus to direct the Bank not to proceed with e-auction of the secured asset.

2. Heard Mr. Gurram Venkatramana, learned counsel for the petitioner. Mr. Dishit Bhattacharjee, learned counsel takes notice for the Bank.

3. As a matter of fact, the Bank has obtained an order under Section 14 of the SARFAESI Act from the Chief Metropolitan Magistrate, Syberabad. As against the said order, the petitioner had not approached any forum.

4. Instead the petitioner has come up with the above writ petition seeking a very strange prayer to direct the respondents to stop e-auction of the property. But so far no e-auction notice has been issued. Therefore, insofar as e-auction is concerned the writ petition is premature. Hence it is dismissed. There shall be no order as to costs.

5. As a sequel, pending miscellaneous petitions, if any, shall stand closed.

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JUSTICE V. RAMASUBRAMANIAN

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JUSTICE J. UMA DEVI

12th November, 2018
Js.

THE HON'BLE SRI JUSTICE V. RAMASUBRAMANIAN
AND
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