

HIGH COURT FOR THE STATE OF TELANGANA
(Special Original Jurisdiction)

THURSDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND TWENTY

PRESENT

THE HON'BLE SRI JUSTICE A. RAJASHEKER REDDY
AND
THE HON'BLE SRI JUSTICE K. LAKSHMAN

WRIT PETITION No. 20765 OF 2020

Between:

1. Smt. Namburu Lakshmi, W/o. Namburu Satyanarayana, Aged 56 years, Proprietrix, M/s. Sri Virupaksha Modern Dal Mill, R/o. 8-31, Teachers Colony, Santhinagar, Wyra, Khammam District.
2. Namburu Satyanarayana, S/o. Venkateswarlu, Aged 61 years, R/o. 8-31, Teachers Colony, Santhinagar, Wyra, Khammam District.

...PETITIONERS

AND

1. Authorized Officer, State Bank of India, MSME-20925 Branch Srinivasa Plaza, Ground Floor, D.No.10-2-4 & 10-2-5/A, Besides Over Bridge, Mamillagudem, Khammam.
2. Authorized Officer, State Bank of India, Stressed Assets Recovery Branch (SARB), TSRTC Commuter Amenity Centre, Bus Terminal Complex, Koti, Hyderabad.
3. Sri Padmanabuni Satyanarayana, S/o. not known, Age not known, Sai Gayatri Rice Mill, Khammam, Khammam District.
4. The Registrar, Debts Recovery Tribunal, Hyderabad Bench, III Floor, Triveni Complex, Abids, Hyderabad.

...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 especially one in the nature of writ mandamus a) declaring that the action of the respondents in putting auction of the property belongs to petitioner (including plant and machinery, land and building) in D.No.9-49, Sy.No.249/B Gundratimadugu Village, Shantinagar, Konijerla Mandal, Khammam District on 27/10/2020 at lower price than the market value is illegal and arbitrary. b) declare that the action of the respondents bank in seeking to register the above said property in favour of 3rd respondent is illegal and arbitrary. c) declare that the action of the respondents in not considering the representation of the petitioner dated: 28/10/2020 and not allowing the petitioner to clear his due amount to respondent bank is illegal.

IA NO: 1 OF 2020

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 1st and 2nd respondent not register the property (including plant and machinery, land and building) in D.No.9-49, Sy.No.249/B, Gundratimadugu Village, Shantinagar, Konijerla Mandal, Khammam District in favour of 3rd respondent, pending disposal of the Writ Petition.

Counsel for the Petitioners: SRI SRINIVASA RAO MADIRAJU
Counsel for the Respondent Nos. 1&2: SRI N. MEHER PRASAD
Counsel for the Respondent No.3: -----

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE A.RAJASHEKER REDDY
AND
THE HONOURABLE SRI JUSTICE K. LAKSHMAN

Writ Petition No.20765 of 2020

ORDER: (Per Sri Justice A. Rajasheker Reddy)

Learned counsel for the petitioners seeks permission to withdraw the writ petition.

Permission is accorded and the Writ Petition is dismissed as withdrawn. Interim order granted by this Court on 20.11.2020 shall stand vacated. No order as to costs.

Miscellaneous petitions, if any, pending in this writ petition shall stand dismissed.

//TRUE COPY//

SD/- K.ONESIM
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. One CC to Sri. Srinivasa Rao Madiraju, Advocate [OPUC]
2. One CC to Sri. N. Moher Prasad, Advocate [OPUC]
3. Two C.D. Copies

Prk

HIGH COURT

DATED:31/12/2020



ORDER

WP.No.20765 of 2020

Dismissing the WP.
as withdrawn
without costs.

[Handwritten signature]
11 Jan 2021