APHC010183962026

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI (Special Original Jurisdiction)

[3564]

THURSDAY, THE 5th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE BATTU DEVANAND

THE HONOURABLE SRI JUSTICE TUHIN KUMAR GEDELA

WRIT PETITION NO: 9607/2026

Between:

1. KATTAMURI KUSUMA SWETHA, D/O K.CHANDRA SEKHAR, AGE 34 YEARS, R/O 21941 PROVIDENCE FORGE DR, ASHBURN, VIRGINIA, USA-20148 REP BY ITS POWER OF ATTORNEY HOLDER CHALLAGUNDLA VIJAY KUMAR, S/O VENKATA PICHAIAH, AGED ABOUT 50 YEARS, R/O 3-22, 5TH WARD, CHINTALAPUDI, GUNTUR DISTRICT - 522 124.

...PETITIONER

AND

1. THW AUTHORIZED OFFICER, INDIAN BANK, PB.NO.103, BALIJEPALLIVARI STREET, MORRISPET, TENALI, GUNTUR DISTRICT.52220 1
2. THE BRANCH MANAGER, INDIAN BANK, PONNURU BRANCH, ISLAND CENTRE, PONNURU, GUNTUR DISTRICT.522124
3. M/S TEJA COMMUNICATIONS, REP BY ITS PROP. BURLAGADDA SUBRAMANYAM, S/O VENKATARATNAM, R/O 25-10-35, WARD NO.31, BLOCK NO.25, TELAGAPALEM RING ROAD, PONNURU GUNTUR DISTRICT.522124

...RESPONDENT(S):

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 topleased to issue a writ order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the 1st and 2nd Respondents in not handing over the physical possession of the property to the petitioner which was purchased through E-auction which consisting of ground floor RCC building, 1st floor ACC asbestos shed in an extent of 87 sqare yards in Sy.No.380/5, D.No.25-10-35, Block No.25, Ward No.31 at Telakapalem, Ponnuru Mandal on 30-01-2024, though Sale certificate issued on 07-02-2024, Registration was done on 08-02-2024 is illegal, arbitrary, capricious, unjust and violative of Articles 14, 21 and 300A of Constitution of India and also contrary to SARFAESI Act, 2002. Consequently direct the 1st and 2nd Respondents to handover the physical position of the E-Auction schedule property by forthwith and to pass

IA NO: 1 OF 2026

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 leased to direct the 1st and 2nd Respondents to hand over the physical possession of the property to the petitioner purchased through E-auction which consisting of ground floor RCC building, 1st floor ACC asbestos shed in an extent of 87 sqare yards in Sy.No.380/5, D.No.25-10-35, Block No.25, Ward No.31 at Telakapalem, Ponnuru Mandal pending disposal of the above writ petition and to pass such other order or orders as this Hon'ble Court may deems fit just and proper in the circumstances of the case

Counsel for the Petitioner:

1. N A RAMACHANDRA MURTHY

Counsel for the Respondent(S):

1. VARUN BYREDDY
2. SREEDHAR VALIVETI

THE HONOURABLE SRI JUSTICE BATTU DEVANAND

THE HONOURABLE SRI JUSTICE TUHIN KUMAR GEDELA

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ORDER: *(Per Hon'ble Sri Justice Battu Devanand)*

Heard learned counsel for the petitioner and learned counsel appearing for the respondent-Bank.

2. Perused the record.

3. This Writ Petition is filed against the inaction of respondent Nos.1 and 2 in not handing over the physical possession of the property to the petitioner, which was purchased through E-auction.

4. Though both the learned counsel raised several contentions during the course of hearing on earlier occasions, today, the learned counsel for the respondent-Bank submits that the physical possession of the subject property has been handed over to the petitioner and the petitioner also endorsed the same.

5. In view of the factual position and in our considered view, no further adjudication is required in the present Writ Petition.

6. Accordingly, the Writ Petition is closed. There shall be no order as to costs.

As a sequel, all miscellaneous applications, if any, pending in this Writ Petition shall stand closed.

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BATTU DEVANAND, J

_____

TUHIN KUMAR GEDELA, J

Dated: 05.11.2026
MH/GSN

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THE HONOURABLE SRI JUSTICE BATTU DEVANAND

THE HONOURABLE SRI JUSTICE TUHIN KUMAR GEDELA

WRIT PETITION NO: 9607 OF 2026

Dated: 05.11.2026

MH/GSN

HIGH COURT OF ANDHRA PRADESH : AT AMARAVATI

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PROCEEDING SHEET

SL. NO.	DATE	ORDER	OFFICE NOTE
	05.11.2026	**DEV, J & GTK, J** The Writ Petition is closed. (Vide Separate Order) _____ **DEV, J** _____ **GTK, J** MH/GSN	