APHC010503822024

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3332]**
(Special Original Jurisdiction)

TUESDAY, THE 3rd DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 25883/2024

Between:

1. KGOC TERMINALS PRIVATE LTD, REP. BY ITS MANAGING DIRECTOR SRI DEVARAPALLI SIVA RAMAKRISHNA PRASAD, S/O. LATE SURYA RAO, AGED 61 YEARS, R/O. D.NO.70-15-15, CHUNDRU GOVINDA RAJU STREET, ROAD NO.2, SURESH NAGAR, KAKINADA, EAST GODAVARI DISTRICT, ANDHRA PRADESH.

...PETITIONER

AND

1. UNION OF INDIA, REP. BY ITS SECRETARY MINISTRY OF FINANCE, NEW DELHI.
2. CANARA BANK, REP. BY ITS CHIEF MANAGER / AUTHORIZED OFFICER, KAKINADA MAIN II BRANCH (DP-13250), EAST GODAVARI DISTRICT, ANDHRA PRADESH.

...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 tomay be pleased to issue a writ, order or direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the 2nd respondent in issuing the proceedings Ref.No.05/SCN-F/CV/13250/6398/2023-24, dated 06.08.2024 declaring the Term Loan Account (S7TOSLM192840007) availed by the petitioner as fraud as illegal, arbitrary and contrary to the guidelines issued by the Reserve Bank of India in

the month of July 2024 pursuant to the Judgment Honble Supreme Court in State Bank of India Vs. Rajesh Agarwal and set-aside the same and pass

IA NO: 1 OF 2024

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 may be pleased to grant interim stay of all further proceedings pursuant to the impugned orders dated 06.08.2024 by the bank, pending disposal of the writ petition and pass

IA NO: 1 OF 2025

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 pleased to vacate the interim order dated 22.11.2024 passed in I.A. No. 1 of 2024 in W.P. No. 25883 of 2024 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 may be pleased to receive this additional affidavit, take the subsequent OTS and payment into consideration, allow the writ petition, set aside the proceedings dated 06.08.2024 impugned therein, and grant such other relief as this Hon'ble Court deems fit and proper in the circumstances of the case.

Counsel for the Petitioner:

1. VASAVI RATNA KUMARI DANDAMUDI

Counsel for the Respondent(S):

1. SAI SUNDEEP MANCHIKALAPUDI
2. ALEKHYA TADASINA(CENTRAL GOVT COUNSEL)

The Court made the following:

ORDER

Ms. Vasavi Ratna Kumari, learned counsel for petitioner, submitted that pending writ petition, the writ petitioner moved an application before the Bank for extension of benefit under One Time Settlement (OTS) and the said application is pending consideration and hence prayed to close the writ petition.

2. In view of the submission made by learned counsel for the petitioner, this writ petition is closed. There shall be no order as to costs.

Pending miscellaneous petitions, if any, shall stand closed.

JUSTICE RAVI CHEEMALAPATI

3RD November, 2026

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