APHC010580012026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3625]**
(Special Original Jurisdiction)

FRIDAY, THE 30th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE D. RAMESH

THE HONOURABLE SRI JUSTICE A. HARI HARANADHA SARMA

COMMERCIAL COURT APPEAL NO: 30/2026

Between:

1. PVR INOX LIMITED, FORMERLY KNOWN AS PVR LIMITED AND TRANSFEREE OF INOX LEISURELIMITED,7TH FLOOR, LOTUS GRANDUER BUILDING,VEERA DESAI ROAD, OPPOSITE GUNDECHA SYMPHONY,ANDHERI WEST, MUMBAI, MAHARASHTRA 400053,REPRESENTED BY ITS AUTHORISED SIGN

...APPELLANT

AND

1. LAILA HOTELS AND RESORTS PRIVATE LIMITED, HAVING ITS REGISTERED OFFICE AT 40-15-14,BRINDAVAN COLONY, LABBIPET,VIJAYAWADA, ANDHRA PRADESH 520010,REPRESENTED BY ITS AUTHORISED SIGNATORY, I. NAGENDRA KUMAR.
2. ANDHRA PRADESH TOURISM DEVELOPMENT CORPORATION LIMITED, D. NO. 55-17-2 TO 4, 5TH FLOOR, INDUSTRIAL ESTATE,AUTO NAGAR, VIJAYAWADA, ANDHRA PRADESH,REPRESENTED BY ITS JOINT MANAGER.

...RESPONDENT(S):

maybe pleased to allow the Appeal and set aside the ex-parte Order dated16.10.2026 in C.A.O.P. No. 19 of 2026 on the file of the Court of the Judge Special Court for Trial and Disposal of Commercial Disputes, Vijayawada and 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 dispense with the Certified Copy of the Order dated 16.10.2026 before this Hon'ble Court of Andhra Pradesh and pass such

IA NO: 2 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 suspend Impugned Order dated 16-10-2026 in CAOP NO.19 of 2026 on the file of the Court of the Judge,Special Court for Trial and Disposal of Commercial Disputes Vijayawada pending final disposal ofthe above appeal and pass such

Counsel for the Appellant:

1. D S SIVADARSHAN

Counsel for the Respondent(S):

1. P PAVAN KUMAR RAO

The Court made the following:

THE HONOURABLE SRI JUSTICE D. RAMESH

THE HONOURABLE SRI JUSTICE A. HARI HARANADHA SARMA

COMMERCIAL COURT APPEAL NO: 30/2026

JUDGMENT: ***(Per Hon'ble Sri Justice D.Ramesh)***

The present Commercial Court Appeal is filed by the appellant seeking to set aside the *ex parte* order dated 16.10.2026 passed in C.A.O.P. No.19 of 2026 on the file of the learned Special Court for Trial and Disposal of Commercial Disputes, Vijayawada.

2. Heard Sri Avinash Desai, learned Senior Counsel, appearing virtually on behalf of Sri D.S. Sivadharshan, learned counsel for the appellant, and Sri Dammalapati Srinivas, learned Senior Counsel, appearing on behalf of the 1st respondent.

3. After hearing the matter for a considerable length of time, learned Senior Counsel appearing on behalf of the appellant has given an undertaking that the appellant shall furnish a bank guarantee for an amount of Rs.7,79,93,675/- on or before 05.11.2026, before proceeding further with the petition filed under Section 9(1) of the Arbitration and Conciliation Act, 1996, read with Section 10(3) of the Commercial Courts Act, 2015.

4. In view of the aforesaid undertaking, it is observed that, upon furnishing the bank guarantee, the learned Commercial Court may proceed to hear the matter on its merits and pass appropriate orders in accordance with law.

5. In the meanwhile, the attachment ordered *vide* the impugned order dated 16.10.2026 in respect of the following bank accounts shall continue, and the said accounts shall remain frozen until the bank guarantee is furnished:

1. **HDFC Bank Account No.:** 00030330004897

   IFSC Code: HDFC0000240

2. **Axis Bank Account No.:** 149010200000505

   IFSC Code: UTIB0000141

6. It is made clear that this Court has not expressed any opinion on the merits of the matter, and the present order is passed solely in view of the undertaking of the learned Senior Counsel appearing on behalf of the appellant.

7. In view of the above observations and the undertaking, this Commercial Court Appeal is disposed of.

8. It is needless to observe that the petition filed under Section 9(1) of the Arbitration and Conciliation Act, 1996, shall be considered and disposed of by the learned Commercial Court as expeditiously as possible, in accordance with law.

9. There shall be no order as to costs.

Consequently, all pending miscellaneous applications, if any, shall stand closed.

JUSTICE D. RAMESH

JUSTICE A. HARI HARANADHA SARMA

30th October, 2026
cbn/cst

52

THE HONOURABLE SRI JUSTICE D. RAMESH

THE HONOURABLE SRI JUSTICE A. HARI HARANADHA SARMA

COMMERCIAL COURT APPEAL NO: 30/2026

30th October, 2026

cbn/cst