

**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**

**MONDAY, THE NINETEENTH DAY OF JUNE
TWO THOUSAND AND TWENTY THREE**

:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY



WRIT PETITION NO: 13928 OF 2023

Between:

1. Mannapuram General Finance & Leasing Limited, having its registered office at IV / 470 (old) W638A (New), Manappuram House Valapad, Thrissur, Kerala, India - 680 567 and its branch office at Vinjamuru, Door No 3-195, 1st floor, Ramanreddy, Vinjamuru Main Road, Opp. V R Function Hall, Vinjamuru P.O, Nellore Dist., Andhra Pradesh 524228, Represented through its authorized signatory. Rep by. V. Gangachalam
2. Manappuram General Finance and Leasing Limited., having its registered office at IV / 470 (old) W638A (New), Manappuram House Valapad, Thrissur, Kerala, India - 680 567 and its branch office at Kavali, Door No 10-16-31/D, Udayagiri Road, Opp. Indian Bank, Kavali, Nellore Dist., Andhra Pradesh 524201, through its authorized signatory. Rep by. V. Gangachalam
3. Manappuram General Finance and Leasing Limited., having its registered office at IV / 470 (old) W638A (New), Manappuram House Valapad, Thrissur, Kerala, India - 680 567 and its branch office at Jandachettu Centre, Kavali, Building No 5-15-26, 1st floor, Guntoor Road, Beside Navata Transport, Jandachettu Center, Nellore Dist., Andhra Pradesh 524201, through its authorized signatory. Rep by. V. Gangachalam

...Petitioners

AND

1. The State of Andhra Pradesh, Rep. by its Prl. Secretary, Home Dept. Secretariat Buildings, Amaravati, Velagapudi, Guntur District, Andhra Pradesh.
2. The Station House Officer, Kavali 1 Town Police Station, Nellore District, Andhra Pradesh
3. Singamreddy Ravindra Reddy, Aged 26 S/o Singamreddy, Ganeshwarapuram Varikuntapadu Mandala, Near Ramulavari Gudi, Nellore, Andhra Pradesh. Pin- 524221.

...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 an appropriate Writ, order or direction, particularly in the nature of a Writ of Mandamus, by declaring Notices issued by Respondent No.2 U/s 91 and 160 of Cr.P.C, dt.02-06-2023 issued against the Petitioner Company No.1, 2, 3 (Impugned Notices) and consequently extending threats to the employees of the Petitioner Company 1, 2 and 3 to hand over the pledged gold ornaments in respect of loan amounts sanctioned to the Respondent No.3 without discharging the loan amounts under the guise of registration of crime vide No 55 of 2023 dt 01-06-2023 under Section 380 of IPC, Kavali 1 town Police Station and interference with the day to day business activities of the Petitioner Company 1, 2 and 3 without following due process

of law as illegal, arbitrary and contrary to the law and consequently set aside the impugned notices dt. 02-06-2023 and further direct the Respondents not to interfere with the business activities of the Petitioner Company 1, 2 and 3 without following due process of law.

IA NO: 1 OF 2023

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 stay Notices of Respondent No.1, dt.02-06-2023 issued against the Petitioner Company No.1, 2 and 3 by the Respondent No.2 and grant such other relief or reliefs as this Hon'ble Court may deem fit and proper in the circumstances of the case., pending disposal of WP 13928 of 2023, on the file of the High Court.

IA NO: 2 OF 2023

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 Respondent No. 2 not to take any coercive action against the Petitioner Company 1,2 and 3 for the purpose of handing over the gold ornaments pledged by the Respondent No.3 and grant such other relief or reliefs as this Hon'ble Court may deem fit and proper in the circumstances of the case., Pending disposal of WP 13928 of 2023, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri Arun Showri G, Advocate for the Petitioner and of GP for Home for Respondent Nos.1 & 2, the Court made the following

ORDER:

"Learned Assistant Government Pleader for Home seeks two weeks time to file counter affidavit.

List the matter after four (4) weeks.

In the meanwhile, the 2nd respondent-Station House Officer, Kavali I Town Police Station, Nellore District, is directed not to insist for producing the pledged gold ornaments in connection with Crime No.55 of 2023 of Kavali I Town Police Station. It is made clear that the petitioners shall not alienate the said property."

**Sd/- S. SRINIVASA PRASAD
ASSISTANT REGISTRAR**

//TRUE COPY//

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SECTION OFFICER

To,

- 1. The Prl. Secretary, Home Dept. State of Andhra Pradesh, Secretariat Buildings, Amaravati, Velagapudi, Guntur District, Andhra Pradesh.**
- 2. The Station House Officer, Kavali I Town Police Station, Nellore District, Andhra Pradesh**

3. Singamreddy Ravindra Reddy, S/o Singamreddy, Ganeshwarapuram
Varikuntapadu Mandala, Near Ramulavari Gudi, Nellore, Andhra Pradesh. Pin-
524221. **(1 to 3 by RPAD)**
4. One CC to Sri. Arun Showri G, Advocate [OPUC]
5. Two CCs to GP for Home, High Court of Andhra Pradesh. [OUT]
6. One spare copy.

MSB

HIGH COURT

SRK,J

DATED:19/06/2023

ORDER

LIST THE MATTER AFTER FOUR (4) WEEKS

WP.No.13928 of 2023

INTERIM DIRECTION

