

[3331]

IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

THURSDAY, THE NINETEENTH DAY OF JANUARY
TWO THOUSAND AND TWENTY THREE

: PRESENT:

THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI

IA No. 1 OF 2023

IN

CRP NO: 93 OF 2023

Between:

Pamujala Vijaya Lakshmi, W/o. Pamujala Nageswara Rao, Hindu, aged about 58 years, R/o. 25-11/669-A, Police Colony, Darga Mitta, Nellore Town, Nellore Dist
...Petitioner/Revision Petitioner
(Petitioner in CRP 93 OF 2023 on the file of High Court)

AND

1. Puchalapalli Raghurami Reddy, S/o. Poli Reddy, Hindu, Advocate Aged 59 years, D. No. 23/1200/23, 2nd Lane, Sodhan Nagar, Nellore City
 2. Panta Subba Reddy, S/o. Late Rami Reddy, Hindu, Aged about 74 years, R/o. Housing Board Colony, Kallurupalli, Nellore City
 3. Pamujala Suresh Chandra, S/o. Nageswara Rao, Hindu, aged about 39 years, R/o. 25-11/669-A, Police Colony, Darga Mitta, Nellore Town, Nellore Dist.
 4. Ponari Venkata Rao, S/o. Dandasi, Hindu, Aged about 54 years, R/o. 24-7-219, Magunta Layout, Nellore City
- (Respondents 2 to 4 are necessary parties to this CRP, as no relief is claimed against them)

...Respondents/Respondents
(Respondents in-do-)

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 of all further proceedings in OS No.204/2013 on the file of Hon'ble I Addl. Jr. Civil Judge, Nellore, pending disposal of CRP No.93 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 T C KRISHNAN Advocate for the Petitioner, the Court made the following

ORDER:

"Plaintiff filed the above revision against order, dated 16-09-2019 in IA.No.387 of 2018 in O.S.No.204 of 2013 on the file of learned I Additional Junior Civil Judge, Nellore.

O.S.No.204 of 2013 was filed to declare that the suit schedule property is road, which shall be used for public purpose and that defendant No.1 has no right or title over the suit schedule property, etc.

When the suit is coming for arguments, plaintiffs filed three applications i.e. I.A.Nos.384, 385, 386 and 387 of 2019 to reopen the suit, to recall PW1, to receive documents and to appoint Advocate Commissioner, respectively.

Trial Court, by common order, dated 16.09.2019 dismissed all the applications. The present revision is filed against order passed in I.A.No.387 of 2018, an application filed to appoint Advocate Commissioner. Perused the common order.

The entire order reflects about reopening and receiving of the documents and it does not indicate as to on which ground, I.A.No.387 of 2018 was dismissed. In view of the above, there shall be stay of all further proceedings in O.S.No.204 of 2013 on the file of learned I Additional Junior Civil Judge, Nellore, for a period of four weeks.

It is made clear that if learned counsel for the petitioner fails to file postal receipt within two weeks, the interim order stands vacated without any further reference to this Court.

Post on 09.02.2023.

In the mean time, Registrar (Judicial) shall call for report from the Presiding Officer as to why separate order was not passed in I.A.No.387 of 2019."

Sd/- SK. MD. RAFI
ASSISTANT REGISTRAR

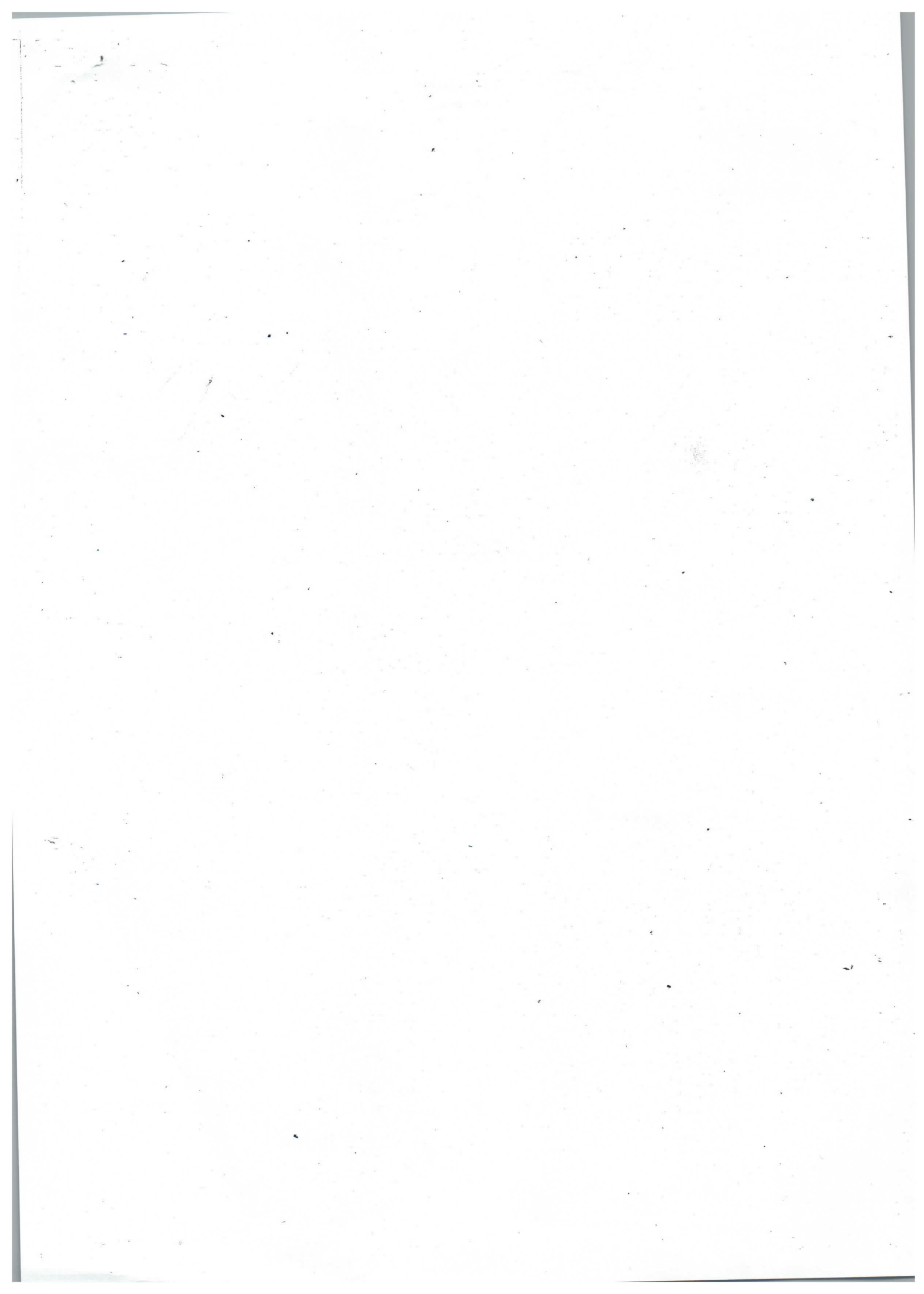
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SECTION OFFICER

To,

1. The I Additional Junior Civil Judge, Nellore
2. Puchalapalli Raghurami Reddy, S/o. Poli Reddy, Hindu, Advocate Aged 59 years, D. No. 23/1200/23, 2nd Lane, Sodhan Nagar, Nellore City
3. Panta Subba Reddy, S/o. Late Rami Reddy, Hindu, Aged about 74 years, R/o. Housing Board Colony, Kallurupalli, Nellore City (Addresses 2 and 3 by RPAD)
4. The Registrar (Judicial), High Court of AP, Amaravati
5. One CC to SRI T C KRISHNAN Advocate [OPUC]
6. One spare copy



HIGH COURT

SRSJ

DATED:19/01/2023

POST ON 09-02-2023

ORDER

CRP.No.93 of 2023

STAY

