

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI  
MONDAY, THE 6<sup>th</sup> DAY OF JULY 2026



**:PRESENT:**

**THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI**

**CIVIL REVISION PETITION NO: 480 OF 2023 , 276 of 2024 and CMA No.44  
of 2023**

**CIVIL REVISION PETITION NO: 480 OF 2023 :**

**Between:**

Ponnuru Venkata Ramana Kumar, S/o Late Krishna Murthy, aged 45 yrs., Hindu, Business in the Northern portion of the ground floor of the building, while residing in the rear side of the same in the building bearing Dr.No.15-1-105, Island Centre, Ponnur.

**Petitioner/Plaintiff**

**AND**

1. Smt.Ponnuru Lakshmi Kumari, (D1) W/o late Krishna Murthy, aged about 71 yrs., Hindu, house hold, C/o Vakkalagada Siva Rama Prasad, upstairs of Bindu Beauty Parlour bearing Dr.No.2-2-24, by the side of Swarnapuri suppliers, Near Thotamma Temple, G.B.C. Road, Ponnur, Ponnur J.C.J.C.
2. Smt. Vakkalagadda Anasuya Devi, (D2) (ex parte), W/o. Siva Ram Prasad, aged about 49 yrs., Hindu, running of Bindu Beauty Parlour, bearing Dr.No.2-2-24, by the side of Swarnapuri suppliers, Near Thotamma Temp G.B.C. Road, Ponnur, Ponnur J.C.J.C.
3. Vakkalagadda Siva Ram Prasad, (D3) (ex part S/o. Late Venkateswarlu, aged about 55 yrs Hindu, business, r/o. upstairs of Bindu Herbal Beauty Parlour, Swarnapuri suppliers Road, Near Thotamma Temple, Main Road, Ponnur, Ponnur J.C.J.C.
4. Vakkalagadda Bindu, Kiran, (D4) (ex parte), S/o. Siva Ram Prasad, aged about 30 yrs., Hindu, Business, r/o. upstairs of Bindu HerbE Beauty Parlour, Swarnapuri suppliers Road, Near Thotamma Temple, Main Road, Ponnur Ponnur J.C.J.C.

5. Kothapalli Kotiratnam, (D5), S/o. Chandrapaul, aged 49 years, Hindu, Business, r/o. Dr.No.15-3-35, Venkata pet, Guntur Town, Guntur J.C.J.C
6. Kurapati Vijaya Syamala, (D6), W/o. Late Vinesh Babu, aged 50 years, Hindu, House wife, r/o. Dr.No.18-2-10, 23rd Ward, Ponnur Town and Mandal, Guntur District, Ponnur J.C.J.C.

(Respondents 2 to 4 are remained exparte in the lower court and therefore they are not necessary parties in this case)

#### **Respondents**

Petition under Article 227 of the Constitution of India, praying that in the circumstances stated in the grounds filed herein, the High Court may be pleased to-

a) Set aside the impugned decree and order dt.28.11.2022, dismissing the Petition in I.A.839/2022 to restore amendment Petition in I.A.217/2021 dismissed for default on 24.08.2022 in O.S.166/2015 on the file of Family Court Judge-cum-XII Additional District Judge, Guntur

b) Allow the Revision thereby allowing the Petition in I.A.839/2022 to restore amendment Petition in I.A.217/2021 dismissed for default on 24.08.2022 in O.S.166/2015 on the file of Family Court Judge-cum-XII Additional District Judge, Guntur for being disposed of according to the law.

c) grant costs throughout.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments SRI P S P SURESH KUMAR Advocate for the Petitioner, SRI S LAKSHMINARAYANA REDDY Advocate for the Respondents and the Court made the following

#### **CIVIL REVISION PETITION NO: 276 OF 2024:**

##### **Between:**

Ponnuru Venkata Ramana Kumar, S/o Late Krishna Murthy, aged 45 yrs., Hindu, Business in the Northern portion of the ground floor of the building,

while residing in the rear side of the same in the building bearing Dr.No.15-1-105, Island Centre, Ponnur.

**Petitioner/third party**

**AND**

1. Kurapati Vinesh Babu, (1st Decree Holder) S/o. Jayaprakash, r/o. Dr.No. 18-2-10, 23rd Ward, Ponnur Town and Mandal, Guntur District, (died on 03.08.2018).
2. Kurapati Vijaya Syamala, (2nd Decree Holder) W/o. Late Vinesh Babu, aged 50 years, Hindu, House wife, r/o. Dr.No. 18-2-10, 23rd Ward, Ponnur Town and Mandai, Guntur District.
3. Smt. Ponnuru Lakshmi Kumari, (Judgment Debtor) W/o late Krishna Murthy, aged about 71 yrs., Hindu, house hold, C/o Vakkalagada Siva Rama Prasad, upstairs of Bindu Beauty Parlour bearing Dr.No.2-2-24, by the side of Swarnapuri suppliers. Near Thotamma Temple, G.B.C. Road, Ponnur, Guntur District

**Respondents**

Petition under Section 115 of C.P.C, praying that in the circumstances stated in the grounds filed herein, the High Court may be pleased to-

a) Set aside the impugned decree and order dt.16.08.2023 in E.A.8/2021 in E.P.150/2017 filed by the Petitioner herein/third party

b) allow the claim petition filed by the Petitioner in E.A.8/2021 in E.P.150/2018 in O.S.166/2017 on the file of I Additional District Judge, Guntur, thereby setting aside the collusive and fraudulent ex-parte decree dt.22.09.2017 in O.S.166/2017 before the Hon'ble I Additional District Judge, Guntur obtained by the 1<sup>st</sup> Respondent/D.Hr., against the 3rd Respondent/J.Dr

c) grant costs throughout

**IA NO: 2 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 to suspend the orders dt. 16-08-2023 in EP.No. 150/2018 in OS.No. 166/2017 on the file of I Additional District judge, Guntur, Pending disposal of CRP 276 of 2024, 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 SRI P S P SURESH KUMAR Advocate for the Petitioner, SRI S LAKSHMINARAYANA REDDY Advocate for the Respondents and the Court made the following

**CMA NO: 44 OF 2023:**

**Between:**

Ponnuru Venkata Ramana Kumar, S/o Late Krishna Murthy, aged 45 yrs., Hindu, Business in the Northern portion of the ground floor of the building, while residing in the rear side of the same in the building bearing Dr.No.15-1-105, Island Centre, Ponnur.

**Appellant/Petitioner/Plaintiff**

**AND**

1. Smt.Ponnuru Lakshmi Kumari (D1), W/o late Krishna Murthy, aged about 71 yrs., Hindu, house hold, C/o Vakkalagada Siva Rama Prasad, upstairs of Bindu Beauty Parlour bearing Dr.No.2-2-24, by the side of Swarnapuri suppliers, Near Thotamma Temple, G.B.C. Road, Ponnur, Ponnur J.C.J.C.
2. Smt. Vakkalagadda Anasuya Devi(D2) (ex parte), W/o. Siva Ram Prasad, aged about 49 yrs., Hindu, running of Bindu Beauty Parlour, bearing Dr.No.2-2-24, by the side of Swarnapuri suppliers, Near Thotamma Temple, G.B.C. Road, Ponnur, Ponnur J.C.J.C.
3. Vakkalagadda Siva Ram Prasad(D3) (ex parte), S/o. Late Venkateswarlu, aged about 55 yrs., Hindu, business, r/o. upstairs of Bindu Herbal Beauty Parlour, Swarnapuri suppliers Road, Near Thotamma Temple, Main Road, Ponnur, Ponnur J.C.J.C.

4. Vakkalagadda Bindu, Kiran(D4) (ex parte), S/o. Siva Ram Prasad, aged about 30 yrs., Hindu, Business, r/o. upstairs of Bindu Herbal Beauty Parlour, Swarnapuri suppliers Road, Near Thotamma Temple, Main Road, Ponnur, Ponnur J.C.J.C.
5. Kothapalli Kotiratnam(D5), S/o. Chandrapaul, aged 49 years, Hindu, Business, r/o. Dr.No.15-3-35, Venkatra pet, Guntur Town, Guntur J.C.J.C.
6. Kurapati Vijaya Syamala(D6), W/o. Late Vinesh Babu, aged 50 years, Hindu, House wife, r/o. Dr.No.18-2-10, 23rd Ward, Ponnur Town and Mandal, Guntur District, Ponnur J.C.J.C.

(Respondents 2 to 4 are remained exparte in the lower court and therefore they are not necessary parties in this case)

#### **Respondents**

Petition under Order 43 (1)(c) of CPC praying that in the circumstances stated in the affidavit filed in support of the Civil Miscellaneous Appeal, the High Court may be pleased to

a) Set aside the impugned decree and order dt.28.11.2022, dismissing the Petition in I.A.838/2022 for restoration of suit in O.S.166/2015 on 24.08.2022 on the file of Family Court Judge-cum-XII Additional District Judge, Guntur

b) Allow the appeal thereby allowing the Petition in I.A.838/2022 and restore the suit in O.S.166/2015 for being disposed of according to the law.

c) grant costs throughout.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI K H V SIVA KUMAR Advocate for the Petitioner, SRI M R S SRINIVAS Advocate for the Respondent and the Court made the following

**ORDER**

“Heard Sri P.S.P. Suresh Kumar, learned counsel for the petitioner and Sri M.R.S. Srinivas and Sri S. Lakshmi Narayana Reddy, learned counsel for the respondents.

During the course of arguments, Sri M.R.S. Srinivas and Sri S. Lakshmi Narayana Reddy, learned counsel for the respondents brought to the notice of this Court the decision rendered by the Division Bench of the Hon’ble Supreme Court in Tej Bhan (D) through LR and Ors. v. Ram Kishan (D) through LRs and Ors. (AIR 2025 (SC) 89), whereby the issue relating to the scope of Section 14(1) and 14(2) of the Hindu Succession Act, 1956 (for short ‘the Act’), was referred to a larger Bench.

The issue involved in the present case is whether Smt. P. Lakshmi Kumari got absolute right to the property under Section 14(1) of the Act or limited right under Section 14(2) of the Act, pursuant to the Will dated 10.10.1984 executed by her husband, Krishna Murthy.

This Court is of the opinion that since the similar issue is already referred to the larger Bench of the Hon’ble Apex Court, further hearing in this matter needs to be deferred.

At this juncture, learned counsel for the petitioner submitted that respondent No.2/deed holder, is attempting to alienate the schedule property pursuant to the sale deed, dated 18.05.2022 in E.P.No.115 of 2018.

It is made clear that any alienation of the schedule property is subject to result in C.R.P.No.480 of 2023.

Post on 24.08.2026.”

//TRUE COPY//

SD/- U.SRIDEVI  
DEPUTY REGISTRAR  
SECTION OFFICER

To,

1. The Family Court Judge-cum-XII Additional District Judge, Guntur

2. The I Additional District Judge, Guntur
3. Smt.Ponnuru Lakshmi Kumari, (D1) W/o late Krishna Murthy, aged about 71 yrs., Hindu, house hold, C/o Vakkalagada Siva Rama Prasad, upstairs of Bindu Beauty Parlour bearing Dr.No.2-2-24, by the side of Swarnapuri suppliers, Near Thotamma Temple, G.B.C. Road, Ponnur, Ponnur J.C.J.C.
4. Kothapalli Kotiratnam, (D5), S/o. Chandrapaul, aged 49 years, Hindu, Business, r/o. Dr.No.15-3-35, Venkatra pet, Guntur Town, Guntur J.C.J.C
5. Kurapati Vijaya Syamaia, (D6), W/o. Late Vinesh Babu, aged 50 years, Hindu, House wife, r/o. Dr.No.18-2-10, 23rd Ward, Ponnur Town and Mandal, Guntur District, Ponnur J.C.J.C. (3 to 5 by RPAD)
6. One CC to SRI. K H V SIVA KUMAR Advocate [OPUC]
7. One CC to SRI. S LAKSHMINARAYANA REDDY Advocate [OPUC]
8. One CC to SRI P S P SURESH KUMAR Advocate [OPUC]
9. One CC to SRI M R S SRINIVAS Advocate [OPUC]
10. **One spare copy**

**HIGH COURT**

**SRS,J**

**DATED:06/07/2026**

**POST ON 24.08.2026**

**ORDER**

**CIVIL REVISION PETITION NO: 480 OF 2023 , 276 of 2024  
and CMA No.44 of 2023**

**DIRECTION**

