

APHC010044852025



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

[3310]

FRIDAY ,THE FOURTH DAY OF APRIL
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE DR JUSTICE K MANMADHA RAO

CIVIL REVISION PETITION NO: 673/2025

Between:

Y.vivekananda Swamy, and Others

...PETITIONER(S)

AND

Guthula Tulasi Giri and Others

...RESPONDENT(S)

Counsel for the Petitioner(S):

1.KRISHNA MOHAN SIKHARAM

Counsel for the Respondent(S):

1.

The Court made the following:

ORDER

The Civil Revision Petition is filed under Article 227 of the Constitution of India seeking for a direction to the learned Senior Civil Judge, Tanuku for speedy disposal of O.S.No.85 of 2009.

2. Heard Mr Krishna Mohan Sikharam, learned counsel for the petitioners.

3. As issuing notices to the respondents is not necessary in this matter, notices to the respondents are hereby dispensed with.

4. Perused the material on record.

5. On hearing, learned counsel for the petitioners submits that the respondents herein filed O.S.No.85 of 2009 for permanent injunction restraining the defendants therein from ever interfering with the possession and enjoyment of the plaint over the subject property and to restrain the defendants from alienating the plaint subject property. He submits that as the 1st defendant being one of the parties of the alleged oral agreement died, the LRs have to be brought on record. But no LRs have been added in place of 1st defendant in a suit and on that ground the suit may be dismissed. Whenever the case is being taken up, the respondents counsel reported not ready to proceed further and they took nearly 18 adjournments. He further submits that as the petitioners are old aged persons the trial Court ought to insist Respondent Nos.1 and 2 to proceed with the trial.

6. Learned counsel for the petitioners has drawn attention of this Court to the guidelines issued by the Hon'ble Supreme Court and submits that the Apex Court has issued guidelines to all the Courts to identify and dispose of cases on priority basis in which persons above 65 years of age are involved. These include long pending cases of Senior Citizens, Pensioners and retired Government servants on a priority basis.

7. The learned counsel for the petitioners while relying on the above decision, submits that in the instant case, the 1st petitioner is 73 years old and as there is acute urgency involved for disposal of the suit, keeping the suit pending may deprive the petitioners to enjoy the fruits of the decree and hence, learned counsel requests this Court to issue an appropriate direction to the trial Court for speedy disposal of the suit.

8. Considering the submissions of the learned counsel for the petitioners, without touching the merits of the case, the learned Senior Civil Judge, Tanuku is directed to dispose of O.S.No.85 of 2009, as expeditiously as possible, preferably within a period of Six (06) months from the date of receipt of a copy of this order.

9. With the above directions, this Civil Revision Petition is disposed of at the stage of admission. There shall be no order as to costs.

As a sequel, miscellaneous applications pending, if any, shall stand closed.

DR. K. MANMADHA RAO, J

Date: 04.04.2025

Note :- Issue C.C by 07.04.2025

B/o.

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