

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI

MONDAY, THE TENTH DAY OF MARCH,
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

IA No. 1 OF 2025

IN

WP NO: 5875 OF 2025



Between:

1. Akondi Venkata Satyanarayana, S/o late A. Krishna Murthy, aged 58, R/o D.No.4-3-391, Bojjavari Thota, Pithapuram, Kakinada District.
2. P. Chalapathi Rao, S/o P Kameswara Rao, aged 80, R/o D.No.4-3-391, Bojjavari Thota, Pithapuram, Kakinada District.

...Petitioners

(Petitioner in WP 5875 OF 2025

on the file of High Court)

AND

1. The Revenue Divisional Officer cum Sub Divisional Magistrate, (Tribunal Constituted under the Act) Kakinada.
2. The State of Andhra Pradesh, Rep. by its Principal Secretary, Department of Women, Children, Disabled And Senior Citizens, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
3. Tatapudi Padmavathi, W/o T.Vyasa Murthy, aged 60, R/o D.No.4-108, near muwalamma temple, Katrenikona, Katrenikona Mandal, Dr. B.R Ambedhkar District. (Presently residing at D.No.70-19-138/1, B.C colony, Godarigunta, Kakinada, Kakinada District.

...Respondents

(Respondents in-do-)

Counsel for the Petitioners : SRI P.VIVEK

Counsel for the Respondent No.1: GP FOR REVENUE

**Counsel for the Respondent No.2: GP FOR WOMEN, CHILD &
SENIOR CITIZONS**

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to stay all further proceedings in O.P No.Ref.G/109/2025 on the file of 1st respondent, pending disposal of WP No.5875 of 2025, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

"The grievance of the petitioners is that on an application filed by the petitioners' sister, the 1st respondent has issued notice under the provisions of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 (herein after referred as the 'Act') requiring the petitioners to appear before him.

It is contended that the petitioners and the unofficial respondent have partitioned certain properties inherited by them from their parents. On account of some displeasure in respect of the said partition, and as the request of unofficial respondent to sell the property in her favour was not accepted by the petitioner, the unofficial respondent has approached the 2nd respondent under the provisions of the Act.

Learned counsel for the petitioners contends that the provision of the Act has no application to the present case in as much as the unofficial respondent is being sister of the petitioner would not fall

under the definition of 'Parent', 'Relative' or 'Senior Citizen' as defined under Section 2(d)(g) & (h) and the provision of Section 4 of the Act has no application to the present case, and therefore the 1st respondent could not have entertained the application of the unofficial respondent.

Having considered the submissions made, there shall be interim suspension of all further proceedings as prayed for."

A: SD/- G.HELANAIDU
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

For A:

To,

1. The Revenue Divisional Officer cum Sub Divisional Magistrate, (Tribunal Constituted under the Act) Kakinada.
2. The State of Andhra Pradesh, Rep. by its Principal Secretary, Department of Women, Children, Disabled And Senior Citizens, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
3. Tatapudi Padmavathi, W/o T.Vyasa Murthy, aged 60, R/o D.No.4-108, near muwalamma temple, Katrenikona, Katrenikona Mandal, Dr. B.R Ambedhkar District. (Presently residing at D.No.70-19-138/1, B.C colony, Godarigunta, Kakinada, Kakinada District. (Addressee Nos.1 to 3 By **RPAD**)
4. One CC to Sri. P.Vivek, Advocate [OPUC]
5. Two CCs to GP for Revenue, High Court of AP [OUT]
6. Two CCs to GP for Women, Child & Senior Citizens, High Court of AP [OUT]
7. One spare copy

HIGH COURT

KM,J

DATED:10/03/2025

POST ON 07.04.2025

ORDER

IA.No.1 OF 2025

IN

WP.No.5875 of 2025

DIRECTION

