

HIGH COURT OF ANDHRA PRADESH

MAIN CASE : S.A. No.213 of 2026

PROCEEDING SHEET

Sl. No	DATE	ORDER	OFFICE NOTE
1.	10.04.2026	<p><u>KSR, J</u></p> <p style="text-align: center;"><u>S.A.No.213 of 2026</u></p> <p>The defendant No.2 in O.S.No.21 of 2016 on the file of the Court of Principal Junior Civil Judge, Sullurpet is the appellant. The respondent Nos.1 and 2 herein filed the above suit against the appellant and two others seeking perpetual injunction restraining the defendants and their men from interfering in any manner with the suit schedule property. The appellant herein and two others contested the suit by filing a written statement. After elaborate trial, the trial Court decreed the suit by judgment and decree, dated 24.02.2017. Aggrieved by the same, the appellant herein filed appeal <i>vide</i> A.S.No.42 of 2017 on the file of the Court of VII Additional District Judge, Gudur. After hearing both sides, the appellate Court dismissed the appeal by judgment and decree, dated 19.11.2025. Aggrieved by the same, the 2nd defendant filed the present Second Appeal before this Court.</p> <p>2. In view of the following substantial questions of law,</p> <p><i>“b) Whether the Courts below are justified in granting the decree without considering the evidence on record and if so non-consideration of Exs.B1 and B2 establishing the possession is justified in law ?</i></p> <p><i>c) Whether the Courts below committed illegality in failing to consider Ex.B7 & B8 to establish prima</i></p>	Contd.,

facie title and possession of the appellant while granting the decree and if so non-consideration of the crucial documents by granting the decree resulted the Judgment & Decree of the courts below a nullity ?”

ADMIT.

NOTICE.

I.A.No.1 of 2026

As both the trial Court and the appellate Court have found that respondent Nos.1 and 2/plaintiffs are in physical possession, the present application is dismissed as devoid of merit.

K.SURESH REDDY, J

SAB