

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

FRIDAY, THE TENTH DAY OF APRIL,

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI

C.R.P.NOs: 934, 935, 936, 937 & 989 OF 2026



C.R.P.NO: 934 OF 2026:

Between:

A.V.R.S.Prabhavathi, D/o Late Veera Raghavulu, W/o Raghavendra Rao, Aged about 53 years, R/o Plot No. 127, MIG-27, Sarada Nagar, MVP Colony, Visakhapatnam.

...Petitioner/Petitioner/10th J.Dr.

AND

1. Gudla Sunitha, W/o Sudhakar Reddy, Aged about 37 years, R/o D.No.52-1-5, Resapuvanipalem, Maddilapalem, Visakhapatnam.

...Respondent/Respondent/D.Hr.

2. Kandarpa Krishna Murthy, S/o Late Venkata Narasimham, R/o D.No.9-5-58/6, Citizens Apartments, Shivajipalem, Visakhapatnam.

3. Yeleneni Sridevi, W/o Srinivasa Rao, Aged about 39 years, R/o D.No.9-344, Kailasagiri Colony, Visalakshinagar, Visakhapatnam.

4. Bandi Rama Krishna Prasad, S/o Late Veera Raghavulu, Aged about 55 years, R/o D.No. 1-15-308, Dalayal Nagar, Near Police Quarters Road, Visalakshinagar, Visakhapatnam.

5. Bandi Samatha, W/o Rama Krishna Prasad, Aged about 45 years R/o D.No.9-344, Kailasagiri Colony, Chinnagadili, Visakhapatnam.

6. Bandi Veeraghavulu (died),

7. Pilaka Ahalya Devi (died),
8. Greater Visakhapatnam Municipal Corporation, Represented by, its Commissioner, Tenneti Bhavan, Near RTC Complex, Visakhapatnam.
9. Ms. Ashray Constructions, Represented by its Managing Partner, Sri Daatla Butchi Venkata Raja Gopala Raju, R/o. D.No. 50-24-8, TPT Colony, Seethammadhara, Visakhapatnam.
10. Bandi Bharatamma, W/o. Late Veera Raghavulu, Aged about 65 years, R/o D.No.1-15-308, Dalayal Nagar, Near Police Quarters Road, Visalakshinagar, Visakhapatnam.

...Respondents/Respondents

Petition under Section 115 of C.P.C, is filed praying that in the circumstances stated in the grounds filed herein, the High Court may be pleased to allow this Civil Revision Petition and set aside the order dated 10-12-2025 passed in E.A. No.248 of 2025 in E.P. No.62 of 2018 in O S. No.856 of 2010 on the file of the Court of the VI Additional Civil Judge (Senior Division), Visakhapatnam, whereby the learned Court below dismissed the petition filed under Section 5 of the Limitation Act seeking condonation of delay of 2332 days in filing the petition to set aside the ex parte order dated 13-03-2019, and consequently allow the said delay condonation petition and restore the petition filed for setting aside the ex parte order in the execution proceedings;

IA NO: 1 OF 2026

Petition under Section 151 CPC., is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay all further proceedings in E.P. No.62/2018 in O.S. No.856/2010 on the file of the Court of the VI Additional Civil Judge (Senior Division), Visakhapatnam;

C.R.P.NO: 935 OF 2026:

Between:

Bandi Samatha, W/o Rama Krishna Prasad, Aged about 45 years R/o
D.No.9-344, Kailasagiri Colony, Chinnagadili, Visakhapatnam.

...Petitioner/Petitioner/4th J.Dr.

AND

1. Gudla Sunitha, W/o Sudhakar Reddy, Aged about 37 years, R/o
D.No.52-1-5, Resapuvanipalem, Maddilapalem, Visakhapatnam.

...Respondent/Respondent/D.Hr.

2. Kandarpa Krishna Murthy, S/o Late Venkata Narasimham, R/o D.No.9-
5-58/6, Citizens Apartments, Shivajipalem, Visakhapatnam.

3. Yeleneni Sridevi, W/o Srinivasa Rao, Aged about 39 years, R/o D.No.9-
344, Kailasagiri Colony, Visalakshinagar, Visakhapatnam.

4. Bandi Rama Krishna Prasad, S/o Late Veera Raghavulu, Aged about
55 years, R/o D.No. 1-15-308, Dalayal Nagar, Near Police Quarters
Road, Visalakshinagar, Visakhapatnam.

5. Bandi Veeraghavulu (died),

6. Pilaka Ahalya Devi (died),

7. Greater Visakhapatnam Municipal Corporation, Represented by, its
Commissioner, Tenneti Bhavan, Near RTC Complex, Visakhapatnam.

8. Ms. Ashray Constructions, Represented by its Managing Partner, Sri
Daatla Butchi Venkata Raja Gopala Raju, R/o. D.No. 50-24-8, TPT
Colony, Seethammadhara, Visakhapatnam.

9. Bandi Bharatamma, W/o. Late Veera Raghavulu, Aged about 65 years,
R/o D.No.1-15-308, Dalayal Nagar, Near Police Quarters Road,
Visalakshinagar, Visakhapatnam.

10. A.V.R.S.Prabhavathi, D/o Late Veera Raghavulu, W/o Raghavendra
Rao, Aged about 53 years, R/o Plot No. 127, MIG-27, Sarada Nagar,
MVP Colony, Visakhapatnam.

...Respondents/Respondents

Petition under Section 115 of C.P.C, is filed praying that in the circumstances stated in the grounds filed herein,the High Court may be pleased to allow this Civil Revision Petition and set aside the order dated 10-12-2025 passed in E.A. No.245 of 2025 in E.P. No.62 of 2018 in O S. No.856 of 2010 on the file of the Court of the VI Additional Civil Judge (Senior Division), Visakhapatnam, whereby the learned Court below dismissed the petition filed under Section 5 of the Limitation Act seeking condonation of delay of 2494 days in filing the petition to set aside the ex parte order dated 20-9-2018, and consequently allow the said delay condonation petition and restore the petition filed for setting aside the ex parte order in the execution proceedings;

C.R.P.NO: 936 OF 2026:

Between:

Bandi Rama Krishna Prasad, S/o Late Veera Raghavulu, Aged about 55 years, R/o D.No. 1-15-308, Dalayal Nagar, Near Police Quarters Road, Visalakshinagar, Visakhapatnam.

...Petitioner/Petitioner/3rd J.Dr.

AND

1. Gudla Sunitha, W/o Sudhakar Reddy, Aged about 37 years, R/o D.No.52-1-5, Resapuvanipalem, Maddilapalem, Visakhapatnam.

...Respondent/Respondent/D.Hr.

2. Kandarpa Krishna Murthy, S/o Late Venkata Narasimham, R/o D.No.9-5-58/6, Citizens Apartments, Shivajipalem, Visakhapatnam.
3. Yeleneni Sridevi, W/o Srinivasa Rao, Aged about 39 years, R/o D.No.9-344, Kailasagiri Colony, Visalakshinagar, Visakhapatnam.
4. Bandi Samatha, W/o Rama Krishna Prasad, Aged about 45 years R/o D.No.9-344, Kailasagiri Colony, Chinnagadili, Visakhapatnam.
5. Bandi Veeraghavulu (died),

6. Pilaka Ahalya Devi (died),
7. Greater Visakhapatnam Municipal Corporation, Represented by, its Commissioner, Tenneti Bhavan, Near RTC Complex, Visakhapatnam.
8. Ms. Ashray Constructions, Represented by its Managing Partner, Sri Daatla Butchi Venkata Raja Gopala Raju, R/o. D.No. 50-24-8, TPT Colony, Seethammadhara, Visakhapatnam.
9. Bandi Bharatamma, W/o. Late Veera Raghavulu, Aged about 65 years, R/o D.No.1-15-308, Dalayal Nagar, Near Police Quarters Road, Visalakshinagar, Visakhapatnam.
10. A.V.R.S.Prabhavathi, D/o Late Veera Raghavulu, W/o Raghavendra Rao, Aged about 53 years, R/o Plot No. 127, MIG-27, Sarada Nagar, MVP Colony, Visakhapatnam.

...Respondents/Respondents

Petition under Section 115 of C.P.C, is filed praying that in the circumstances stated in the grounds filed herein, the High Court may be pleased to allow this Civil Revision Petition and set aside the order dated 10-12-2025 passed in E.A. No.247 of 2025 in E.P. No.62 of 2018 in O S. No.856 of 2010 on the file of the Court of the VI Additional Civil Judge (Senior Division), Visakhapatnam, whereby the learned Court below dismissed the petition filed under Section 5 of the Limitation Act seeking condonation of delay of 2480 days in filing the petition to set aside the ex parte order dated 20-9-2018, and consequently allow the said delay condonation petition and restore the petition filed for setting aside the ex parte order in the execution proceedings;

IA NO: 1 OF 2026

Petition under Section 151 CPC., is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay all further proceedings in E.P. No.62/2018 in

O.S. No.856/2010 on the file of the Court of the VI Additional Civil Judge (Senior Division), Visakhapatnam;

C.R.P.NO: 937 OF 2026:

Between:

Yeleneni Sridevi, W/o Srinivasa Rao, Aged about 39 years, R/o D.No.9-344, Kailasagiri Colony, Visalakshinagar, Visakhapatnam.

...Petitioner/Petitioner/2nd J.Dr.

AND

1. Gudla Sunitha, W/o Sudhakar Reddy, Aged about 37 years, R/o D.No.52-1-5, Resapuvanipalem, Maddilapalem, Visakhapatnam.

...Respondent/Respondent/D.Hr.

2. Kandarpa Krishna Murthy, S/o Late Venkata Narasimham, R/o D.No.9-5-58/6, Citizens Apartments, Shivajipalem, Visakhapatnam.

3. Bandi Rama Krishna Prasad, S/o Late Veera Raghavulu, Aged about 55 years, R/o D.No. 1-15-308, Dalayal Nagar, Near Police Quarters Road, Visalakshinagar, Visakhapatnam.

4. Bandi Samatha, W/o Rama Krishna Prasad, Aged about 45 years R/o D.No.9-344, Kailasagiri Colony, Chinnagadili, Visakhapatnam.

5. Bandi Veeraghavulu (died),

6. Pilaka Ahalya Devi (died),

7. Greater Visakhapatnam Municipal Corporation, Represented by, its Commissioner, Tenneti Bhavan, Near RTC Complex, Visakhapatnam.

8. Ms. Ashray Constructions, Represnetd by its Managing Partner, Sri Daatla Butchi Venkata Raja Gopala Raju, R/o. D.No. 50-24-8, TPT Colony, Seethammadhara, Visakhapatnam.

9. Bandi Bharatamma, W/o. Late Veera Raghavulu, Aged about 65 years, R/o D.No.1-15-308, Dalayal Nagar, Near Police Quarters Road, Visalakshinagar, Visakhapatnam.

10. A.V.R.S.Prabhavathi, D/o Late Veera Raghavulu, W/o Raghavendra Rao, Aged about 53 years, R/o Plot No. 127, MIG-27, Sarada Nagar, MVP Colony, Visakhapatnam.

...Respondents/Respondents

Petition under Section 115 of C.P.C, is filed praying that in the circumstances stated in the grounds filed herein,the High Court may be pleased to allow this Civil Revision Petition and set aside the order dated 10-12-2025 passed in E.A. No.244 of 2025 in E.P. No.62 of 2018 in O S. No.856 of 2010 on the file of the Court of the VI Additional Civil Judge (Senior Division), Visakhapatnam, whereby the learned Court below dismissed the petition filed under Section 5 of the Limitation Act seeking condonation of delay of 1954 days in filing the petition to set aside the ex parte order dated 05-12-2019, and consequently allow the said delay condonation petition and restore the petition filed for setting aside the ex parte order in the execution proceedings;

C.R.P.NO: 989 OF 2026:

Between:

Bandi Bharatamma, W/o. Late Veera Raghavulu, Aged about 65 years, R/o D.No.9-349, Police Quarters Road, Kailasagiri Colony, Visakhapatnam.

...Petitioner/Petitioner/9th J.Dr.

AND

1. Gudla Sunitha, W/o Sudhakar Reddy, Aged about 37 years, R/o D.No.52-1-5, Resapuvanipalem, Maddilapalem, Visakhapatnam.

...Respondent/Respondent/D.Hr.

2. Kandarpa Krishna Murthy, S/o Late Venkata Narasimham, R/o D.No.9-5-58/6, Citizens Apartments, Shivajipalem, Visakhapatnam.
3. Yeleneni Sridevi, W/o Srinivasa Rao, Aged about 39 years, R/o D.No.9-344, Kailasagiri Colony, Visalakshinagar, Visakhapatnam.

4. Bandi Rama Krishna Prasad, S/o Late Veera Raghavulu, Aged about 55 years, R/o D.No. 1-15-308, Dalayal Nagar, Near Police Quarters Road, Visalakshinagar, Visakhapatnam.
5. Bandi Samatha, W/o Rama Krishna Prasad, Aged about 45 years R/o D.No.9-344, Kailasagiri Colony, Chinnagadili, Visakhapatnam.
6. Bandi Veeraghavulu (died),
7. Pilaka Ahalya Devi (died),
8. Greater Visakhapatnam Municipal Corporation, Represented by, its Commissioner, Tenneti Bhavan, Near RTC Complex, Visakhapatnam.
9. Ms. Ashray Constructions, Represnetd by its Managing Partner, Sri Daatla Butchi Venkata Raja Gopala Raju, R/o. D.No. 50-24-8, TPT Colony, Seethammadhara, Visakhapatnam.
10. A.V.R.S.Prabhavathi, D/o Late Veera Raghavulu, W/o Raghavendra Rao, Aged about 53 years, R/o Plot No. 127, MIG-27, Sarada Nagar, MVP Colony, Visakhapatnam.

...Respondents/Respondents

Petition under Section 115 of C.P.C, is filed praying that in the circumstances stated in the grounds filed herein,the High Court may be pleased to allow this Civil Revision Petition and set aside the order dated 10-12-2025 passed in E.A. No.246 of 2025 in E.P. No.62 of 2018 in O S. No.856 of 2010 on the file of the Court of the VI Additional Civil Judge (Senior Division), Visakhapatnam, whereby the learned Court below dismissed the petition filed under Section 5 of the Limitation Act seeking condonation of delay of 2442 days in filing the petition to set aside the ex parte order dated 12-12-2018, and consequently allow the said delay condonation petition and restore the petition filed for setting aside the ex parte order in the execution proceedings;

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri. KAIKALA RAMA KIREETI, Advocate for the Petitioner;

The Court made the following COMMON ORDER:

Sri Kaikala Rama Kireeti, learned counsel for the Petitioner(s) appearing through virtual mode prays for an adjournment to appear personally and to argue the matter.

2. List these matters next week.
3. On the ground of mere pendency of the C.R.P proceedings, the learned Trial Court shall not adjourn the execution proceedings.

//TRUE COPY//

Sd/- U. Sridevi
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The VI Additional Civil Judge (Senior Division), Visakhapatnam.
2. One CC to Sri. KAIKALA RAMA KIREETI, Advocate [OPUC]
3. One spare copy

JSS

HIGH COURT

RNT, J

DATED:10/04/2026

LIST THESE MATTERS NEXT WEEK.

ORDER

C.R.P.NOs: 934, 935, 936, 937 & 989 OF 2026

DIRECTION

