

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

FRIDAY, THE SIXTH DAY OF SEPTEMBER

TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI



IA No. 1 OF 2024

IN

CC NO: 1909 OF 2024

Between:

K.S. Jawahar Reddy, S/o. Late K.S.Eswar Reddy, Aged about 60 years, Occ:
Retired Principal Secretary, Stamps and Registration, A.P. Secretariat,
Velagapudi, Guntur District A.P.

...Petitioner(s)

(Petitioner/Contemnor in CC 1909 OF 2024

on the file of High Court)

AND

1. Atluri Durga Nageswara Rao, S/o A.Ramaseshaiah, Aged about 61
R/o Flat.No.2, Sai Bhavani Residency, Pala Bazar, Prasadampadu,
Vijayawada Rural, NTR District Erstwhile Krishna District
2. Shaik Asha, W/o Shaik Saleem, Aged about 46 years, D.No.42-25-
9/4, Ajit Singh Nagar, Vijayawada-15, NTR district, Erstwhile Krishna
District
3. Shaik Saleem, S/o Shaik Madar, Aged about 59 years, R/o
D.No.42-25-9/4, Ajit Singh Nagar, Vijayawada-15, NTR district,
Erstwhile Krishna District

...Petitioners/Respondents

4. Sri S. Dilli Ra, S/o. Not known to the petitioners, District Collector
and Magistrate, NTR District, Vijayawada.

5. B.S.V.S.S.R.L, S/o. Not Known to the petitioners, Tahsildar, Ibrahimpatnam Mandal, N.T.R District, A.P.

...Respondent(s)
(Contemnor/Respondents in-do-)

Petition under Section 151 of 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 dispense with the appearance of petitioner/1st respondent in CC.No. 1909 of 2024 in WP.No.20880 of 2023, Pending disposal of CC No. 1909 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 the earlier orders of the High Court dated.02.04.2024, & 26.07.2024, made herein and upon hearing the arguments of SRI M.K.RAJ KUMAR, Advocate for the Petitioner and of SRI P HEMACHANDRA, Advocate for the Respondents 1 to 3, the Court made the following✓

ORDER:

Learned counsel for the 1st respondent/ contemnor submitted that form-I notice was issued to the 1st respondent on 26.7.2024 and whereas the 1st respondent/contemnor retired from service on 30.06.2024. The form-I notice has been received by his earlier office after his retirement and the same was not brought to the notice of the 1st respondent. In those circumstances, his non appearance after issuance of notice is neither willful nor wanton. For the reasons stated in the accompanying affidavit and due to his personal inconvenience, he could not appear today before this Court and accordingly prayed to dispense with his appearance.✓

Taking the submissions and contents of the affidavit into consideration, the presence of the 1st respondent/contemnor is dispensed with for the time being on the condition that he shall appear before this Court as and when this Court directs him to appear. Accordingly, this application is allowed. ✓

//TRUE COPY//

Sd/- M.RAMESH BABU
DEPUTY REGISTRAR

For A

SECTION OFFICER

To,

1. K.S. Jawahar Reddy, S/o. Late K.S.Eswar Reddy, Aged about 60 years,
Occ: Retired Principal Secretary, Stamps and Registration, A.P.
Secretariat, Velagapudi, Guntur District A.P (by Special Messenger) ✓
2. One CC to SRI. M K RAJ KUMAR, Advocate [OPUC] ✓
3. One CC to SRI. P HEMACHANDRA, Advocate [OPUC] ✓
4. One CC to SRI K.M.KRISHNA REDDY, Advocate [OPUC] ✓
5. One spare copy

PSR



HIGH COURT

RC,J

DATED:06/09/2024

NOTE: POSTON 30.09.2024, FINALLY.

ORDER

IA No. 1 OF 2024
IN
CC NO: 1909 OF 2024

I.A. IS ALLOWED

