

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
MONDAY, THE TWENTY SEVENTH DAY OF MARCH,
TWO THOUSAND AND TWENTY THREE
:PRESENT:
THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI



IA No. 1 OF 2023
IN
CRP NO: 846 OF 2023

Between:

1. Bolem Nagamani, w/o Rajubabu, Hindu, aged about 49 years D.No.53-20-19/2, Chaitanya Nagar, Maddilapalem, Visakhapatnam District.
(JDR No.1)
2. Botsa Rambabu, S/o Gavarayya, Hindu, aged about 49 years R/o D.no.12-88-, 27th ward, Narsipatnam Municipality, Visakhapatnam District.
(JDR NO.2)
3. Botsa Varalakshmi, W/o Rambabu Hindu, aged about 44 years R/o D.no.12-88-, 27th ward, Narsipatnam Municipality, Visakhapatnam District.
(JDR NO,3)

...Petitioners

(Petitioner in CRP 846 OF 2023
on the file of High Court)

AND

Bolem Swaminaidu, S/o. Late Konda, Hindu, aged about 49 years, D.No.12-83, R/o. 27th ward, Gachapu Veedhi, Narsipatnam Municipality, Anakapalli District.
(DHR)

...Respondent

(Respondents in-do-)

Counsel for the Petitioners :

SRI P.RAJESH BABU

Counsel for the Respondent :

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the civil revision petition, the High Court may be pleased to Grant Interim stay of all other proceedings of the sale/auction to be held on 27.03.2023 pursuant to the Orders dt:27.02.2023 passed in E.P. No. 21 of 2021 in O.S. No. 39 of 2018 of the Court of the Senior Civil Judge. Narsipatnam, including the sale of the schedule property and sale proceeds, pending disposal of CRP No.846 of 2023, 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:

"Taking into consideration the submissions of the learned counsel for the petitioners and the grounds raised in the Revision, *prima facie*, this Court

finds that there is point for consideration in the Revision Petition and in the meantime if the suit is decided, the purpose of filing this Revision Petition will be defeated and the petitioners will be adversely affected. As such, this Court is inclined to grant the following interim order:

There shall be stay of all further proceedings in E.P.No.21 of 2021 in O.S.No.39 of 2018 on the file of Senior Civil Judge, Narsipatnam, on the condition that petitioners shall deposit 50% of the E.P. amount within a period of six (06) weeks from today. If the petitioners fails to deposit the same, the stay granted shall stand vacated automatically."

Sd/- K. SRINIVASA RAJU
ASSISTANT REGISTRAR

//TRUE COPY//

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SECTION OFFICER

To,

1. The Senior Civil Judge. Narsipatnam.
2. Bolem Swaminaidu, S/o. Late Konda, D.No.12-83, R/o. 27th ward, Gachapu Veedhi, Narsipatnam Municipality, Anakapalli District. (by RPAD- along with a copy of petition and memorandum of grounds)
3. One CC to Sri. P.Rajesh Babu, Advocate [OPUC]
4. One spare copy

MM



HIGH COURT

RCJ

DATED:27/03/2023

NOTE: POST ON 17.04.2023

ORDER

**IA No. 1 OF 2023
IN
CRP NO: 846 OF 2023**

INTERIM STAY

