

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

**FRIDAY, THE EIGHTH DAY OF MAY
TWO THOUSAND AND TWENTY SIX**

: PRESENT:

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

CIVIL REVISION PETITION NO: 1622 OF 2026



Between:

1. K. Padma Joshi, W/o Sri G.Joshi, aged about 62 years, Occ: Retd. Teacher, Standing Committee Member, Jewett Memorial Baptist Church, R/o Cloughpet, 3rd Lane, Ongole, Prakasam District, Andhra Pradesh.
2. K.Manogna Kumar, S/o K. John Wilson, aged about 49 years, Occ: Lecturer Standing Committee Member, Jewett Memorial Baptist Church, r/o Railpet, 1st line, Ongole, Prakasam District, Andhra Pradesh.

Petitioners/Petitioners

AND

1. Rev Dooraballi John Augustine, S/o Sri John Sundaram, aged about 75 years, Christian and Pastor, JMB Church, Ongole r/o 1st lane, Cloughpet, Ongole, Prakasam District.
2. J.M.B. Church, Ongole, Represented by its President and Chairman B.Peter, S/o Jacob, aged about 45 years, R/o Aravdandupalem.
3. J.M.B.Church, Ongole Represented by its Secretary, Voola Jaya Kumari, D/o Joseph, aged about 45 years, Christian, Teacher, Samavesam High School r/o Kabadipalem, Ongole.
4. J.M.B.Church, Ongole, Represented by its Treasurer Pasumarthi Joseph (died) S/o Peraiah, aged about 50 years. Junior Asst., o/o

Project Director, Direct Women and Children Welfare Department, R/o Mamidipalem, Ongole.

Respondents/Respondents

5. T. Yesupadam, S/o Sri Kumar Das, aged about 38 years, Occ: Business, Standing Committee Member, Jewett Memorial Baptist Church, r/o East Christianpet, K.P. Road, Ongole, Prakasam District, Andhra Pradesh.
6. K.Alwyn Samuel, S/o Sri K.Samuel, aged about 65 years, Occ: Retired RTC employee. Standing Committee Member, Jewett Memorial Baptist Church, r/o Cloughpet, 4th Line, Ongole, Praksam District, Andhra Pradesh.
7. Thella Krupadanam, (died) Thella John Krupadanam, S/o Sri T.R.John, aged about 72 years, Occ: Retd, Head Master, Standing Committee Member, Jewett Memorial Baptist Church, r/o H.No.35-3-36, Seethapuram, Near Zakaraiah Hospital, Ongole, Prakasam District, Andhra Pradesh.

Respondents/Petitioners

Petition under Article 227 of the Constitution of India is filed praying that in the circumstances stated in the grounds filed herein, the High Court may be pleased to allow the Civil Revision Petition by setting aside the Order dt.20.04.2026 passed in S.O.P. No. 6 of 2017 on the file of the I Additional District Judge, Prakasam district at Ongole,

IA NO: 2 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to suspend the operation of resolution dated

06.06.2017, Pending disposal of CRP No.1622 of 2026, 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 upon hearing the arguments of Sri Somisetty Ganesh Babu, Advocate for the Petitioners, the Court made the following.

ORDER

Heard the learned Senior Counsel for the petitioners and the learned Senior Counsel for the respondents.

Learned Senior Counsel for the petitioner submits that, initially the petitioner preferred Miscellaneous Appeal, as the final order in S.R.O.P.No.6 of 2017 is an appealable order under Order 43 Rule 1 of CPC. But the Registry took objection it is not an appealable order under Order 43 Rule 1 of CPC and Revision Petition would lie under Article 227 of the Constitution of India. The other objection of the Registry would be complied with and requested to pass an order for converting the CMA (SR) as CRP under Article 227 of the Constitution of India.

The Registry took objections as under:

i) Please verify the nature of petition against the final order dated 20.04.2025 in S.R.O.P.NO.6 of 2027 since C.R.P. may lie under Article 227 of the Constitution of India.

ii) Please verify the provisions of law since this seems not to be appealable under Order 43 Rule 1 of CPC.

Considering the submissions made by learned Senior Counsel for both the parties, this Court is inclined to pass an order in view of the interim orders passed by this Court in C.R.P.No.4898 of 2018, The

operative portion of the order dated 30.04.2022 passed by this Court in C.R.P.No.4898 of 2018 is as under:

"In view of the respective submissions, while reiterating the order in the CRP, it is made clear that the 1st respondent shall not make preachings from the pulpit area in the Church hall or within the precincts of the JMB Church on Sundays. However, if he proposes, he can attend the Church on Sundays as a visitor or devotee. As held in the CRP, 1st respondent shall be entitled to function as Pastor of JMB Church, Ongole for all purposes in other days and the petitioners shall not interfere with the functions of 1st respondent on those days till disposal of the SROP No.6/2017. Before parting, on the request of the learned counsels for the parties, 1st Additional District Judge, Ongole, is directed to conduct enquiry in S.R.O.P.No.6/2017 expeditiously and pass an order on merits in accordance with the governing law and Rules within five (5) months from the date of receipt of a copy of this order and the parties concerned are directed to assist the Court for smooth disposal of the said S.R.O.P. No.6/2017."

The same was continued till the disposal of the S.R.O.P.No.6 of 2017.

Considering the submission and on perusal of the objections, the objections of the Registry are valid and sustainable. Accordingly, the Registry is directed to process this petition and proceed further in view of the amendment to the cause title as objected by the Registry and convert as Civil Revision Petition.

Accordingly, there shall be an interim direction directing respondent No.1 not to make preachings from the pulpit area in the Church hall or within the precincts of the JMB Church on Sundays. However, if respondent No.1 proposes, he can attend the Church on Sundays as a visitor or devotee. Further, the respondent No.1 shall be entitled to function as a Pastor of JMB Church, Ongole for all purposes in other days and the petitioners shall not interfere with the functions of respondent No.1 on those days, for a period of five (5) weeks.

For hearing, list the matter on 17.06.2026.

//TRUE COPY//

SD/- N.SRINIVASA RAO
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The I Additional District Judge, Prakasam district at Ongole,
2. Rev Dooraballi John Augustine, S/o Sri John Sundaram, aged about 75 years, Christian and Pastor, JMB Church, Ongole r/o 1st lane, Cloughpet, Ongole, Prakasam District.
3. J.M.B. Church, Ongole, Represented by its President and Chairman B.Peter, S/o Jacob, aged about 45 years, R/o Aravdandupalem.
4. J.M.B.Church, Ongole Represented by its Secretary Voola Jaya Kumari, D/o Joseph, aged about 45 years, Christian, Teacher, Samavesam High School r/o Kabadipalem, Ongole.
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6. T. Yesupadam, S/o Sri Kumar Das, aged about 38 years, Occ Business, Standing Committee Member, Jewett Memorial Baptist Church, r/o East Christianpet, K.P. Road, Ongole Prakasam District, Andhra Pradesh.
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9. One CC to Sri Somisetty Ganesh Babu Advocate [OPUC]
10. One spare copy

HIGH COURT

NV, J

DATED: 08/05/2026

LIST THE MATTER ON 17.06.2026

ORDER

CRP.NO.1622 OF 2026

INTERIM DIRECTION

