

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

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

: PRESENT:

THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI

AND

THE HONOURABLE SRI JUSTICE BALAJI MEDAMALLI

CIVIL MISCELLANEOUS APPEAL NO: 270 OF 2026



Between:

M.S. Sneha @ M. Snedha, W/o. M. Sreenivasan @ Merlapudi Sreenivasulu,
D/o. M. Sreenivasulu Modaliar, Aged about 25 years, R/o. Door No.2-29/6,
Nethaji Street, Thiruchanoor, Tirupati Rural, Navajeevan Eye Hospital,
Yogimallavaram, Tirupati District.

Appellant/Respondent

AND

M. Sreenivasan @ Merlapudi Sreenivasulu, S/o. M. Subramanyam Modaliar
@ M. Subramanyam, Aged about 36 years, R/o. Door No. 1-4,
Modugulapalem Village, Kandadu Post, Yerpedu Mandal, Tirupati District.

Respondent/Petitioner

Petition under Section 28 of Hindu Marriage Act, 1955 is filed praying
that in the circumstances stated in the grounds filed in support of the Civil
Miscellaneous Appeal, the High Court may be pleased to allow the appeal by
setting aside the impugned Decree and Judgement in HMOP No.93 of 2023
dt.27.02.2026 on the file of Civil Judge (Senior Division), Srikalahasti

IA NO: 1 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend the order and decree of the Trial Court in HMOP No.93 of 2023 on the file of Hon'ble Civil Judge (Senior Division), Srikalahasthi, Pending disposal of CMA No.270 of 2026, on the file of the High Court.

The Appeal coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri Galla Sudarsana Rao, Advocate for the Petitioner, the Court made the following.

ORDER

This appeal has been filed by the appellant/wife being aggrieved from the decree of divorce granted on the petition of the respondent/husband under Section 13(1) (ia) and (ib) of the Hindu Marriage Act, 1955, *vide* order and decree dated 27.02.2026, passed in H.M.O.P.No.93 of 2023 on the file of the learned Civil Judge (Senior Division), Srikalahasthi.

2. Heard the learned counsel for the appellant.
3. Learned counsel for the appellant submits that the finding on the points of cruelty and desertion in favour of the respondent against the appellant suffers from perversity and cannot be sustained.
4. Issue notice to the respondent.
5. In addition to the normal mode of service, the appellant is permitted to take out personal notice to the respondent by Registered Post and Acknowledgment Due and file proof of service in the Registry before the next date of listing.

6. Post on 06.07.2026.

7. Considering the submissions advanced, as also the consequences vide from the divorce decree, the operation of the decree dated 27.02.2026, passed in H.M.O.P.No.93 of 2023 on the file of the learned Civil Judge (Senior Division), Srikalahasthi, shall remain stayed.

8. The parties shall not remarry.

9. After the appearance of the respondent, the Court will consider to refer the parties to the mediation centre for making efforts for amicable settlement.

**SD/- K.J.RAJA BABU
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Civil Judge (Senior Division), Srikalahasthi
2. M. Sreenivasan alias Merlapudi Sreenivasulu, S/o. M. Subramanyam Modaliar @ M. Subramanyam, Aged about 36 years, R/o. Door No. 1-4, Modugulapalem Village, Kandadu Post, Yerpedu Mandal, Tirupati District. (by RPAD)
3. One CC to Sri Galla Sudarsana Rao, Advocate [OPUC]
4. One spare copy

HIGH COURT

RNT, J

&

BM, J

DATED: 01/05/2026

POST ON 06.07.2026

ORDER

CMA.No.270 of 2026

INTERIM DIRECTION

