

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
THURSDAY, THE FOURTEENTH DAY OF MAY
TWO THOUSAND AND TWENTY SIX



: PRESENT:

THE HONOURABLE DR JUSTICE Y. LAKSHMANA RAO

AND

THE HONOURABLE SRI JUSTICE BALAJI MEDAMALLI

CIVIL MISCELLANEOUS APPEAL NO: 298 OF 2026

Between:

Kundavaram Swarna Latha, W/o Kundavaram David Pushpa Raju, Christian, aged about 35 years, R/o.H.No.26/97, 32nd Ward, Gnanapuram, Nandyal Railway Station Road, Nandyal.

Appellant/Respondent

AND

K.David Pushpa Raju, S/o. K Balaraju, Christian, aged about 41 years, R/o. H.No.26/88, Mission Compound, Nandyal Town, Now New District. Kurnool District, Andhra Pradesh

Respondent/Petitioners

WHEREAS the Appellant above named through her Advocate Sri Lakshmi Sankar B, presented this Petition under Section 55 of the Indian Divorce Act, 1869 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 this Appeal with costs, by setting aside the Decree and Order dated 01-04-2026 passed in D.O.P.No.29/2023, on the file of Principal District Judge, Kurnool

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri Lakshmi Sankar B, Advocate for the Petitioner, directed issue of notice to the Respondent herein to show cause as to why this CIVIL MISCELLANEOUS APPEAL should not be admitted.

You viz:

K.David Pushpa Raju, S/o. K Balaraju, Christian, aged about 41 years, R/o. H.No. 26/88, Mission Compound, Nandyal Town, Now New District. Kurnool District, Andhra Pradesh

are be and hereby directed to show cause on or before 15.06.2026 to which date the case stands posted either appearing in person or through an advocate as to why in the circumstances set out in the appeal and the memorandum of grounds filed therewith (copy enclosed) this CIVIL MISCELLANEOUS APPEAL should not be admitted.

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 grant Stay of operation of Decree & Order dated 01-04-2026 passed in D.O.P.No.29/2023, on the file of Principal District Judge, Kurnool, pending disposal of this Appeal, pending disposal of CMA No. 298 of 2026, on the file of the High Court.

The Court made the following: ORDER

Issue notice to the respondent.

Learned counsel for 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.

Learned counsel for the appellant submits that, pursuant to the order and decree dated 01.04.2026 passed by the learned Principal District Judge, Kurnool, in D.O.P. No.29 of 2023, whereby a decree of divorce was granted on the ground of desertion, the respondent is likely to perform a second marriage during the pendency of the present appeal.

Having regard to the entire facts and circumstances of the case, the order and decree dated 01.04.2026 passed by the learned Principal District Judge, Kurnool, in D.O.P. No.29 of 2023, is suspended. Consequently, the respondent shall not remarry during pendency of the appeal.

List this matter after Summer Vacation,2026.

SD/- T. SRINIVASA RAO
ASSISTANT REGISTRAR

//TRUE COPY//

For


SECTION OFFICER

To,

1. The Principal District Judge, Kurnool
2. K.David Pushpa Raju, S/o. K Balaraju, Christian, aged about 41 years, R/o. H.No.26/88, Mission Compound, Nandyal Town, Now New District. Kurnool District, Andhra Pradesh (by RPAD- along with a copy of petition and memorandum of grounds)
3. One CC to Sri Lakshmi Sankar B, Advocate [OPUC]
4. One spare copy

HIGH COURT

DR.YLR, J

&

BM, J

DATED: 14/05/2026

LIST THE MATTER AFTER SUMMER VACATION - 2026

NOTICE BEFORE ADMISSION

CMA.No.298 of 2026

INTERIM DIRECTION

