

APHC010316902023



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3572]

MONDAY, THE TWENTY SEVENTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI

THE HONOURABLE SRI JUSTICE BALAJI MEDAMALLI

CIVIL MISCELLANEOUS APPEAL NO: 329/2023

Between:

1.G.CHOWDESWARA VARAPRASAD, S/O G.VENKATESH AGED ABOUT 37 YEARS, OCC. CULTIVATION R/O D.NO.13-133, MASTHANAPPA STREET KOTHACHERUVU VILLAGE AND MANDAL, ANANTHAPURAMU DISTRICT.

...APPELLANT

AND

1.G NAGALAKSHMI, w/o Chowdeswara Vara Prasad, d/o D.Nagesh, aged about 32 years, occ. Housewife, r/o D.No. 4-17, Muddanuru Road Chilamakur village, Yerraguntla Mandal, Yadapa District.

...RESPONDENT

Appeal Under Section_____against orderspleased to . I) allow the C.M.A. by setting aside the order and decree dt. 28-3-2023 passed in H.M.O.P.No. 77 of 2019 on the file of the Senior Civil Judge at Penukonda, ii) and to grant

IA NO: 1 OF 2023

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 impugned order passed in H.M.O.P.No. 77 of 2019 dt. 28-3-2023 on the file of the Senior Civil Judge at Penukonda, pending disposal of the main appeal, in the interest of justice and to pass

Counsel for the Appellant:

1.V BABY RANI

Counsel for the Respondent:

1.

The Court made the following:

JUDGMENT:- *(per Hon'ble Sri Justice Ravi Nath Tilhari)*

This Civil Miscellaneous Appeal has been filed by the appellant/husband challenging the dismissal of his divorce petition filed under Sections 13(1)(ia) of the Hindu Marriage Act,1955, *vide* order, dated 28.03.2023, passed in H.M.O.P.No.77 of 2019 on the file of the learned Senior Civil Judge, Penukonda.

2. The matter has been listed under the caption "for withdrawal".

3. Sri M.S.P.Reddy, learned counsel representing Smt. V.Baby Rani, learned counsel for the appellant/husband, has submitted a letter dated 24.04.2026 to the Registrar (Judicial), High Court of Andhra Pradesh, seeking withdrawal of the present appeal and requested that the appeal be dismissed as withdrawn.

4. Recording the same, the Civil Miscellaneous Appeal is dismissed as withdrawn.

No order as to costs.

As a sequel thereto, miscellaneous petitions, if any pending, shall also stand closed.

RAVI NATH TILHARI, J

BALAJI MEDAMALLI, J

Date : 27.04.2026.
RPD.

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THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI
AND
THE HONOURABLE SRI JUSTICE BALAJI MEDAMALLI

(DISMISSED AS WITHDRAWN)

CIVIL MISCELLANEOUS APPEAL NO: 329 of 2023

Date: 27.04.2026

RPD.