

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

THURSDAY, THE SEVENTEENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY TWO

:PRESENT:

THE HONOURABLE SRI JUSTICE B SYAMSUNDER



SECOND APPEAL NO: 686 OF 2000

Between:

1. Balabhadrapatruni Venkata Subba Rao, S/o. Ramaiah, aged 74 years, resident of 4/19, Brodipet, Guntur.
2. Smt. B. Kamalamma, W/o. late B. Venkata Subba Rao, aged about 80 years, residing at 5-55-2, 4th Lane, Brodipet, Guntur, Andhra Pradesh State.
3. B.V.R. Prasad, S/o. late B. Venkata Subba Rao, aged about 40 years, residing at 5-55-2, 4th Lane, Brodipet, Guntur, Andhra Pradesh State.
4. B. Radha Krishna Murthy, S/o. late B. Venkata Subba Rao, aged about 55 years, residing at 5-55-2, 4th Lane, Brodipet, Guntur, Andhra Pradesh State.
5. B. Udaya Sankar, S/o. late B. Venkata Subbara Rao, aged about 52 years, residing at 5-55-2, 4th Lane, Brodipet, Guntur, Andhra Pradesh State.
6. Smt. K. Srilakshmi D/o. Late B. Venkata Subba Rao, aged years, residing at 5-55-2, 4th Lane, Brodipet, Guntur, Andhra Pradesh State.

(as per the Court order dt. 29.07.2021 petitioner Nos.2 to 6 are brought on records as LR's of the deceased Petitioner No.1 in IA No.1/2017 in SA No.686 of 2000)

...Appellants
(Plaintiff- Respondent)

AND

1. Balabhadrapatruni Ramesh, S/o. Pandurangarao, aged about 39 years, resident of Sreenagar, 7th Lane, Guntur.
2. Balabhadrapatruni Satyavathi, Wife of Pandurangarao, aged about 62 years, resident of Sreenagar, 7th Lane, Guntur.

....Respondents
(Defendants 2 & 3-Appellants)

Second Appeal under Section 100 CPC is filed against the order dated Appeal against the decree and Judgment in A.S.No.45/1993 on the file of the court of the IV Addl. District Judge, Guntur, dated 31st July, 1999 reversing the Decree and Judgment passed in O.S.No.766/1985 on the file of the II Additional Munsiff Magistrate, Guntur, dated 17-12.1992.

The petition coming on for hearing, upon perusing the Petition and the grounds filed in support thereof and upon hearing the arguments of Sri Y Srinivasa Murthy, Advocate for the Petitioners and of Sri Rama Rayadu represented on behalf of Sri B. Srinivasa Rao, Advocate for Respondent, the Court made the following.

ORDER:

"The learned Senior Counsel for the appellant Mr. Y.Srinivasa Murthy, requested the Court to invoke Section 89 CPC for conciliation between the parties as parties are closely related and dispute is in respect of very small extent of site, for which, learned counsel for the respondent Mr.Vinod, fairly

conceded and submitted that he will consult the parties and report before this Court.

After hearing both sides and perusing the records, as dispute between the parties, who are close relatives in respect of small extent of site, this Court is of the opinion that it is a fit case to invoke Section 89 CPC. To enquire the parties with regard to invoking the provision under Section 89 CPC, appellant, respondents 2 and 3 are hereby directed to appear before this Court on 07.12.2022 at 2.15 p.m.”

Sd/- B. CHITTI JOSEPH
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The II Additional Munsiff Magistrate, Guntur, Guntur District.
2. Balabhadaraatruni Ramesh, S/o. late Pandurangarao, R/o. Sreenagar, 7th Lane, Guntur.
3. Balabhadrapatruni Satyavathi, W/o. late Pandurangarao, R/o. Sreenagar, 7th Lane, Guntur. **(2 & 3 by Speed Post)**
4. One CC to Sri. Y Srinivasa Murthy, Advocate [OPUC]
5. One CC to Sri B. Srinivasa Rao, Advocate [OPUC]
6. One spare copy.

MSB



HIGH COURT

BSS,J

DATED:17/11/2022

ORDER

NOTE: Respondents 2 and 3 are directed to appear before this Court on 07.12.2022 at 2.15 p.m

SA.No. 686 of 2000

