

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

WEDNESDAY, THE SEVENTEENTH DAY OF FEBRUARY, TWO THOUSAND AND TWENTY ONE

: PRESENT:

THE HONOURABLE SRI JUSTICE JOYMALYA BAGCHI

AND

THE HONOURABLE SRI JUSTICE A.V. SESA SAI

I.A. No. 1 of 2021
IN
A. S. No. 288 of 2020

Between:-

- 1.Chirathalamettu Vivekananda Reddy, S/o. Ramana Reddy
- 2.Chirathalamettu Gowtham Kumar Reddy, S/o. Ramana Reddy.

.....Petitioners/Defendants 4 & 5
(Appellants in A.S. No. 288 of 2020
on the file of the High Court)

AND

- 1.Jammu Malakondaiah, S/o. Late Jammu Kondaiah, Mason,
R/o. 8/18/29, Varavakattsa, Kolugollamma Temple Colony, Kavali Town,
SPSR Nellore District.
- 2.Jammu Kishore, S/o. Late Madhava (Pre deceased son of Late Jammu
Kondaiah, R/o. 8/18/29, Varavakattsa, Kolugollamma Temple Colony,
Kavali Town, SPSR Nellore District.
- 3.Jammu Bhavani, D/o. Lae Madhava (Pre deceased daughter of
Late Jammu Kondaiah.), R/o. 8/18/29, Varavakattsa, Kolugollamma
Temple Colony, Kavali Town, SPSR Nellore District.

(R1 to R3 now residing at West Street, Gollapallem of Yallaiahpalem Village,
Kodavaluru Mandal, SPSR Nellore District -524201)

- 4.Gandikota Nagamani, w/o. Ramadasu, d/o. Late Kondaiah,
R/o. Chandrababu Naidu Colony, Musunuru Panchayath, Kavali Mandal,
SPSR Nellore District.

..Respondents/Plaintiffs 1-4.

- 5.D. Jalamma (Died)
 - 6.Chirahala Mettu Ramana Reddy, S/o. Bala Rami Reddy, Occ : Business,
R/o. Poleramma Mitta, D.No. 9-1-C/1, Kavali Town, SPSR Nellore District.
 - 7.Dandiboina Venakta Rao, S/o. Late Venkateswarlu, Running Flour Mill,
R/o. d.No. 29-9-1/2, Vaddipalem, Kavali, SPSR Nellore District.
- (Note :- R6 and R7 ae not necessary to this petition)

...Respondents
(Respondents in -do-)

COUNSEL FOR THE PETITIONERS : Sri T.C. Krishnan
COUNSEL FOR THE RESPONDENT Nos. 1 to 3 : Sri V. Sivaprasad Reddy

Petition under Section 151 of C.P.C., praying that in the circumstances stated in the affidavit filed herein, the High Court may be pleased to grant stay the operation of judgment and decree dt. 31.8.2020 passed in OS.No. 115/2011 on the file of Principal District Judge, Nellore, including proceedings in EP.No. 869/2020 pending disposal of A.S. No. 288 of 2020 on the file of High Court.

The Court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

Contd...2..

ORDER:-

"Heard both the counsel.

Having regard to the facts and circumstances of the case and considering the submissions, there shall be interim suspension of the Judgment and decree dated 31.08.2020 passed in OS No.115 of 2011 on the file of the Court of Principal District Judge, Nellore including the Proceedings in EP No.869 of 2020 on condition that the petitioner shall deposit the costs imposed within two weeks from today. It is made clear that if the order is not complied with within the time stipulated, the order shall stand vacated automatically.

Notice.

Post on 24.02.2021."

// TRUE COPY //

Sd/-Ch.V.Subramanya Sarma
ASSISTANT REGISTRAR

SECTION OFFICER

for ASSISTANT REGISTRAR

To

- 1.The Principal District Judge, Nellore, SPSR Nellore District.
- 2.Jammu Malakondaiah, S/o. Late Jammu Kondaiah, Mason,
Now residing at West Street, Gollapallem of Yallaiahpalem Village,
Kodavaluru Mandal, SPSR Nellore District -524201
- 3.Jammu Kishore, S/o. Late Madhava (Pre deceased so of Late Jammu
Kondaiah, Now residing at West Street, Gollapallem of Yallaiahpalem Village,
Kodavaluru Mandal, SPSR Nellore District -524201
- 4.Jammu Bhavani, D/o. Lae Madhava (Pre deceased daughter of
Late Jammu Kondaiah.), Now residing at West Street, Gollapallem of
Yallaiahpalem Village, Kodavaluru Mandal, SPSR Nellore District -524201.
- 5.Gandikota Nagamani, w/o. Ramadasu, d/o. Late Kondaiah,
R/o. Chandrababu Naidu Colony, Musunuru Panchayath, Kavali Mandal,
SPSR Nellore District.
(Addressee Nos. 2 to 5 by RPAD)
- 6.One CC to Sri T.C. Krishnan, Advocate (OPUC)
- 7.One CC to Sri V. Sivaprasad Reddy, Advocate(OPUC)
- 8.Two spare copies.

TKK

HIGH COURT

JB.J & AVSS.J

DT.17-02-2021.

ORDER

I.A.No. 1 of 2021

IN
A.S.No. 288 of 2020.

INTERIM SUSPENSION

