



IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

THURSDAY, THE EIGHTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY TWO

: PRESENT:

THE HON'BLE THE CHIEF JUSTICE SRI PRASHANT KUMAR MISHRA
AND
THE HONOURABLE SRI JUSTICE D.V.S.S.SOMAYAJULU

IA No. 1 OF 2022
IN
AS NO: 285 OF 2022

Between:

Shaik Ayesha Farjana, W/o. Md. Saleem Ali, Aged 37 years, Muslim, r/o. Dr.No.7-9-26/8, Amrutha Nagar, Pantulugari Meda, Old Gajuwaka, Visakhapatnam-26

...Appellant/Defendant
(Petitioner in AS 285 OF 2022
on the file of High Court)

AND

Movva Padmaja, D/o. Bheema Sankara Rao, Aged 43 years, Hindu, r/o. Dr.No.1-2-92, Ankkireddipalem, B.H.P.V. Post, Gajuwaka, Visakhapatnam-26

...Respondent/Plaintiff
(Respondents in-do-)

Petition under Order XLI, Rule 5 & U/s. 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay of all further proceeding in O.S.No.2/2016 on the file of XIII Additional District Judge, Visakhapatnam, at Gajuwaka, during pendency of AS No.285 of 2022, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI K H V SIVA KUMAR Advocate for the Appellant, and SRI K SIVA RAMAKRISHNA Advocate for Respondent, the Court made the following

ORDER:

"Heard the learned counsel for the parties.

As the appeal suit requires examination, there shall be interim stay of execution of the decree passed by the trial Court, which is under challenge in the present appeal, subject to the appellant/judgment debtor depositing 50% of the decretal amount to the credit of the suit within a period of four weeks from today. Upon such deposit, the respondent/decreed holder is at liberty to withdraw the amount so deposited on furnishing third party immovable property security."

//TRUE COPY//

SD/-G.HELA NAIDU
ASSISTANT REGISTRAR

For ASSISTANT REGISTRAR

To,

1. The XIII Additional District Judge, Visakhapatnam, at Gajuwaka
2. Movva Padmaja, D/o. Bheema Sankara Rao, Aged 43 years, Hindu, r/o. Dr.No.1-2-92, Ankkireddipalem, B.H.P.V. Post, Gajuwaka, Visakhapatnam-26 (By RPAD)
3. One CC to SRI K H V SIVA KUMAR Advocate [OPUC]
4. One CC to SRI K SIVA RAMAKRISHNA, Advocate [OPUC]
5. Two spare copies

HIGH COURT

**HCJ
&
DVSSJ**

DATED:08/12/2022

ORDER

**IA.NO.1 OF 2022
IN
AS.No.285 of 2022**

INTERIM STAY

