

**HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI**

**MAIN CASE No: S.A.No. 736 OF 2019**

**PROCEEDING SHEET**

| <b>SL.<br/>No.</b> | <b>DATE</b> | <b>ORDER</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | <b>OFFICE<br/>NOTE</b> |
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| 28.                | 21.07.2022  | <p><b><u>BKM, J</u></b></p> <p>Heard the learned counsel for the appellant.</p> <p>This second appeal arises against the Judgment in A.S.No.27 of 2014 on the file of III Additional District Judge dated 29.07.2019 confirming the order in E.A.No.90 of 2010 in E.P.No.204 of 2010 in O.S.No.91 of 2003 on the file of I Additional Senior Civil Judge, Kakinada dated 20.01.2014.</p> <p>The petitioner herein is the appellant/3<sup>rd</sup> party claim petitioner before the lower appellate Court and the 1<sup>st</sup> respondent herein is the 1<sup>st</sup> respondent before the lower appellate Court and the decree holder in the E.P. The 2<sup>nd</sup> respondent herein is the 2<sup>nd</sup> respondent before the lower appellate Court and the Judgment debtor in the Execution proceedings.</p> <p>The substantial question of law arises for consideration is as follows:</p> <p><b><i>“Whether the alienation of the subject property is barred under Section 64 (2) C.P.C.?”</i></b></p> <p>Admit.</p> <p>Issue notice.</p> <p>The counsel for the appellant is permitted to take out personal notice to the respondents and proof of service shall be filed within three (03) weeks from today.</p> <p>Pending further orders, there shall be an order of <b><i>Status-quo</i></b> as on today to be maintained by the parties concerned.</p> <p><b>BKM, J</b></p> <p><i>Yvk</i></p> |                        |

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