

[ 3501 ]

**(SHOW CAUSE NOTICE BEFORE ADMISSION)**  
**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI**

FRIDAY, THE SIXTH DAY OF SEPTEMBER  
TWO THOUSAND AND TWENTY FOUR

**:PRESENT:**

**THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI**

**AND**

**THE HONOURABLE SMT JUSTICE VENKATA JYOTHIRMAI PRATAPA**  
**CIVIL MISCELLANEOUS APPEAL NO: 594 OF 2024**

**Between:**

1. Peram Radhika Kiran, W/o P. Venkataramana Aged about 46 years, residing at Flat No.20-7-27/101, 1st Floor, Vasavi Sri Towers, DBR Hospital Road, Maruthi Nagar, Korlagunta, Tirupati
2. P. Venkataramana, S/o P. Venkatarathnam aged about 51 years, residing at Flat No.20-7-27/101, 1st Floor, Vasavi Sri Towers, DBR Hospital Road, Maruthi Nagar, Korlagunta, Tirupati,

**Appellants/Respondent Nos. 4 & 5/Defendant Nos. 4 & 5**

**AND**

1. V Kavitha, W/o N. Damu Aged about 43 years Residing at D.No.3-74/A, Weavers Colony, Aranyakandriga village, Narayanavanam Mandal Tirupati District
2. N. Kalpana, W/o Late N. Srinivasulu Aged about 41 years. Residing at D.No.11/137/2/S2, Lumbini apartments, water tank street, Puttur Town and Mandal, Tirupati District

**Respondents/Petitioners 1 & 2/Plaintiffs 1 & 2**

3. V. Subbarama Naidu, S/o Late V. Rama Naidu Aged about 73 years, Business, Residing at D.No.13-5-531/11/B, TATA Nagar, Tirupati Tirupati District

4. V. Suguna, W/o V. Subbarama Naidu Aged about 63 years. Business,  
Residing at D.No. 11 -116C, Water Tank Street, Puttur Tirupati District
5. Y. Mohanamma, W/o Y. Munaswamy Naidu Aged about 62 years.  
Residing at D.No.20-7-27/101, 1st Floor, Vasavisri Towers Korlagunta,  
Tirupati, Tirupati District

**Respondents/Respondents 1 to 3/Defendants 1 to 3**

WHEREAS the Appellants above named through their Advocate SRI C V R RUDRA PRASAD presented this Petition under Order 43 Rule 1 of C.P.C., praying that in the circumstances stated in the affidavit filed in support of the Civil Miscellaneous Appeal, the High Court may be pleased to allow the appeal by setting aside the impugned Decree and Order dated 09.05.2024 passed in I.A. No. 147 OF 2022 in O.S. No. 73 of 2022 on the file of the Court of X Addl. District Judge at Tirupati

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri C V R RUDRA PRASAD Advocate for the Petitioner, directed issue of notice to the Respondents herein to show cause as to why this CIVIL MISCELLANEOUS APPEAL should not be admitted.

You viz:

1. V Kavitha, W/o N. Damu Aged about 43 years Residing at D.No.3-74/A,  
Weavers Colony, Aranyakandriga village, Narayanavanam Mandal  
Tirupati District
2. N. Kalpana, W/o Late N. Srinivasulu Aged about 41 years. Residing at  
D.No.11/137/2/S2, Lumbini apartments, water tank street, PutturTown  
and Mandal, Tirupati District
3. V. Subbarama Naidu, S/o Late V. Rama Naidu Aged about 73 years,  
Business, Residing at D.No.13-5-531/11/B, TATA Nagar, Tirupati  
Tirupati District

4. V. Suguna, W/o V. Subbarama Naidu Aged about 63 years. Business,  
Residing at D.No. 11 -116C, Water Tank Street, Puttur Tirupati District
5. Y. Mohanamma, W/o Y. Munaswamy Naidu Aged about 62 years.  
Residing at D.No.20-7-27/101, 1st Floor, Vasavisri Towers Korlagunta,  
Tirupati, Tirupati District

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the memorandum of grounds filed therewith(copy enclosed ) this **CIVIL MISCELLANEOUS APPEAL** should not be admitted within four weeks.

**IA NO: 1 OF 2024**

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend the operation of the order and decree 4-5-2024 in IA No. 147 of 2022 in OS 73 of 2022 on the file of the X Additional District Judge, Tirupati, pending disposal of CMA No. 594 of 2024, on the file of the High Court.

The Court made the following order:

“We passed the order in CMA.No.593 of 2024 in which the order dated 09.05.2024 in I.A.No.182 of 2023 in OS.No.73 of 2022 was under challenge.

2. This appeal is filed by the same appellants/defendants challenging the order dated 09.05.2024 in I.A.No.147 of 2022 in the same suit filed by the respondent Nos.1 & 2/ plaintiffs, which was allowed granting temporary injunction restraining the respondents/defendants in the suit from in any way alienating the suit A to D schedule property to third parties till the disposal of the suit.

3. The submissions advanced are the same.

4. Considering the same, the interim order in CMA.No.593 of 2024 shall also apply in this appeal as well.

5. Issue notice to the respondents.

6. In addition to the normal mode of service, the appellants are permitted to take out personal notice to the respondents by registered post and acknowledgment due and file proof of service in the Registry before the next date of listing.

7. Post after four (04) weeks along with CMA.No.593 of 2024"

Sd/- M. SRINIVAS  
ASSISTANT REGISTRAR

//TRUE COPY//

For

SECTION OFFICER

To,

1. The X Additional District Judge, Tirupati
2. V Kavitha, W/o N. Damu Aged about 43 years Residing at D.No.3-74/A, Weavers Colony, Aranyakandriga village, Narayanavanam Mandal Tirupati District
3. N. Kalpana, W/o Late N. Srinivasulu Aged about 41 years. Residing at D.No.11/137/2/S2, Lumbini apartments, water tank street, PutturTown and Mandal, Tirupati District
4. V. Subbarama Naidu, S/o Late V. Rama Naidu Aged about 73 years, Business, Residing at D.No.13-5-531/11/B, TATA Nagar, Tirupati Tirupati District
5. V. Suguna, W/o V. Subbarama Naidu Aged about 63 years. Business, Residing at D.No. 11 -116C, Water Tank Street, Puttur Tirupati District
6. Y. Mohanamma, W/o Y. Munaswamy Naidu Aged about 62 years. Residing at D.No.20-7-27/101, 1st Floor, Vasavisri Towers Korlagunta, Tirupati, Tirupati District (2 to 6 by RPAD- along with a copy of petition and memorandum of grounds)
7. One CC to SRI. C V R RUDRA PRASAD Advocate [OPUC]
8. Two spare copies



**HIGH COURT**

**RNT,J**

**&**

**VJP,J**

**DATED:06/09/2024**

**POST AFTER FOUR (04) WEEKS ALONG WITH CMA.NO.593 OF 2024**

**NOTICE BEFORE ADMISSION**

**CMA.No.594 of 2024**

**DIRECTION**

