

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

THURSDAY ,THE THIRD DAY OF APRIL

TWO THOUSAND AND TWENTY FIVE



:PRESENT:

THE HONOURABLE SRI JUSTICE B KRISHNA MOHAN

AND

THE HONOURABLE SRI JUSTICE A. HARI HARANADHA SARMA

CMA 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, PutturTown 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

Petition under Order 43 Rule 1 of C.P.C, is filed praying that in the circumstances stated in the memorandum of grounds 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

IA NO: 1 OF 2024

Petition under Section 151 CPC is filed praying that in the circumstances stated in the memorandum of grounds filed in support of the petition, the High Court may be pleased to suspend the operation of the order and decree 9-5-2024 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 Appeal coming on for hearing, upon perusing the Petition and the memorandum of grounds filed in support thereof and the earlier orders of the High Court order dated 06.09.2024, 04.10.2024, 14.11.2024 & 02.01.2025 & 23.01.2025 & 20.02.2025 made herein and upon hearing the arguments of SRI. C V R RUDRA PRASAD Advocate for the Petitioners, SRI. VUBBARA DUSHYANTH REDDY Advocate for the Respondent, The Court made the following;

ORDER:

"The respondent Nos.1 & 2 filed counter affidavit.

The 3rd respondent filed separate counter affidavit.

In spite of filing counter affidavit, none appears for the 3rd respondent

In spite of service of notice, none appears for the 4th respondent.

Though the learned counsel for the 5th respondent appears virtually, he is unable to follow the court proceedings. But, the record shows that the 5th respondent filed counter affidavit, which is returned with certain office objections. The 5th respondent shall re-submit the counter affidavit.

List on 17.04.2025.

Interim order granted earlier by this Court dated 06.09.2024 is extended till the next date of hearing."

SD/- A. VIJAYA BABU
ASSISTANT REGISTRAR
SECTION OFFICER

//TRUE COPY//

To,

1. The X Additional District Judge, Tirupati, Chittoor District
2. One CC to SRI. C V R RUDRA PRASAD Advocate [OPUC]
3. One CC to SRI. SUBBA RAO KORRAPATI Advocate [OPUC]
4. One SRI. K.KRANTHI CHAITANYA Advocate [OPUC]
5. Two spare copies

HIGH COURT

**BKM,J
&
AHHS,J**

DATED:03/04/2025

LIST ON 17.04.2025

ORDER

CMA.No.594 of 2024

INTERIM ORDER EXTENDED

