

APHC010395892003



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI**

WEDNESDAY, THE 9th DAY OF SEPTEMBER 2026

PRESENT

**THE HONOURABLE SRI JUSTICE PURUSHOTTAM KUMAR
CHINTALAPUDI**

APPEAL SUIT NO: 3358 OF 2003

Between:

1. V.Rajamma (Died), W/o.Satyanarayana R/o.Poondla, Bapatla (m), Guntur Dt.
2. Veeravalli Hari Chowdary, S/o Venkaiah R/o.Poondla, Bapatla (M), Guntur Dt. now Ramachandrapuram (V),

...Petitioners

AND

1. V Lakshmi Suseela, W/o.Srinivasa Rao @ Srihari Rao R/o.Poondla, Bapatla (M), Guntur Dt.

...Respondent

Appeal against the Judgment and decree dt: 23-12-2002 in O.S.No.84/1997 on the file of the Senior Civil Judge, Bapatla

IA NO: 1 OF 2003(CMP 23118 OF 2003)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased To fix an early date for hearing the above appeal.

IA NO: 1 OF 2005(ASMP 2303 OF 2005)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased To allow the petitioner to come on record as legal representative of deceased sole appellant veeravalli Rajamma and the Petitioner to prosecute the appeal.

Counsel for the Petitioners: N SUBBA RAO

Counsel for the Respondent M/S INDUS LAW FIRM

The Court made the following order:

**THE HONOURABLE SRI JUSTICE PURUSHOTTAM KUMAR
CHINTALAPUDI**

APPEAL SUIT NO: 3358 OF 2003

JUDGMENT:

Learned counsel for appellants and learned counsel for respondent are present.

2. Learned counsel for appellants submitted that on 02.12.2025, this Court has recorded that the appellant No.1 died and appellant No.2 brought on record and appellant No.2 also died.

3. Learned counsel submitted that they have sent communication and the same is returned unserved.

4. The appeal is preferred against the decree in O.S.No.84 of 1997 on the file of Civil Judge (Senior Division), Bapatla. The said suit is clubbed with O.S.No.119 of 1997 and passed a common Judgment on 20.03.2002.

5. O.S.No.84 of 1997 was dismissed. O.S.Nos.119 of 1997 and 44 of 2008 were decreed. The present appeal is preferred against the dismissal order in O.S.No.84 of 1997. In the course of appeal proceedings, the first appellant died. The appellant No.2 was brought on record as LR. It is reported that 2nd Appellant also died. The learned counsel for appellants reported that, there is no further communication from the appellants as to LRs of deceased appellant No.2. On recording the same, this would bring to the circumstances where there is no party to prosecute this appeal. As such, appeal abates.

6. Hence, this appeal is hereby dismissed as abated. No costs.

Interlocutory applications, if any pending, shall stand closed.

PURUSHOTTAM KUMAR CHINTALAPUDI, J

Dated: 09.09.2026

VSR

122

**THE HONOURABLE SRI JUSTICE PURUSHOTTAM KUMAR
CHINTALAPUDI**

APPEAL SUIT NO: 3358 OF 2003

Dated: 09.09.2026

VSR