

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MONDAY, THE FIFTH DAY OF MAY
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

HONOURABLE SRI JUSTICE VENUTHURUMALLI GOPALA KRISHNA RAO
TRANSFER APPEAL NO: 506 OF 2008

Between:

1. Nandavarapu Venkata Lakshmi, W/o. Late Appa Rao Aged 60 years R/o. Old Door No. 3-1-461, New Door No. 3-25-10, Kothapeta, Tuni.
2. Nandavarapu Venakta Satyanarayana Murthy, S/o. Late Appa Rao Aged 42 years R/o. Kothapeta, Tuni.
3. Guddanthi Subbalakshmi, W/o. Satyanarayana Murthy @ Baburao Aged 34 years R/o. Temple Street, Penkayvari Street, Kakinada.
4. Suri Satyavathi, W/o. Karri Visweswara Rao Aged 35 years R/o. Rani Subhadrayammampeta, Tuni.
5. N. Annapoorna, D/o. Late Appa Rao Aged 32 years R/o. Kothapeta, Tuni.
6. N. Ramalakshmi, D/o. Late Appa Rao Aged 29 years R/o. Kothapeta, Tuni.
7. N. Trinadha Satya Nagavalli, D/o. Late Appa Rao Aged 25 years R/o. Kothapeta, Tuni.
8. Nandavarapu Lakshmi, W/o. Late Nandavarapu Venkata Satyanarayana Murthy, Aged 54 years, R/o. Kothapeta, Tuni, Nandavarapuvuri Street, Tuni, East Godavari District
9. Nandavarapu Naga Prathyusha, D/o. Late Nandavarapu Venkata Satyanarayana Murthy, Aged 32 years, R/o. Kothapeta, Tuni, Nandavarapuvuri Street, Tuni, East Godavari District
10. Nandavarapu Srinivas, S/o. Late Nandavarapu Venkata Satyanarayana Murthy, Aged 29 years, R/o. Kothapeta, Tuni, Nandavarapuvuri Street, Tuni, East Godavari District

Appellant nos.8 to 10 are brought on record as LR's of deceased appellant No.2 vide Court order dated 28.04.2025 in I.A.No.3 of 2024 in Tr.A.S.No.506 of 2008.

Appellants

AND

1. Nandavarapu Appalanasimham, S/o. Appalanarasimham Aged 59 years Employee R/o. Visakhapatnam ()
2. Nandavarapu Ramalakshmi, W/o. Perayya Panthulu Aged 73 years R/o. Visakhapatnam
3. Nandavarapu Venkata Satya Gopal, S/o. Perayya Panthulu Aged 43 years Employee R/o. Hyderabad.
4. Nandavarapu Ganeswara Rao, S/o. Perayya Panthulu Aged 45 years Employee R/o. Hyderabad.
5. Nandavarapu Srinivasu, S/o. Perayya Panthulu Aged 41 years Employee R/o. Hyderabad.
6. Rayaprolu. Atchyutamba, W/o. Vamana Murthy Aged 47 years R/o. Darapalem
7. Mylavarapu Sundari, W/o. M.V.G.S. Murty Aged 51 years R/o. Bhillai
8. Varanasi Kantham, W/o. V.S.S.Narsimha Rao Aged 48 years R/o. Hyderabad
9. Vinjamuri. Satya Vani, W/o. V.S. Sarma Aged 41 years R/o. Draksharama
10. Nandavarapu Usharani, W/o. Venkata Subrahmanya Viswanadha Sarma Aged 53 years R/o. D.No. 54-9-3, Isakathota, Visakhapatnam.
11. Nandavarapu Sowjanya, D/o. Venkata Subrahmanya Viswanadha Sarma Aged 26 years Student R/o. 54-9-3, Isakathota, Visakhapatnam.
12. Nandavarapu Ravikanth, S/o. Venkata Subrahmanya Viswanadha Sarma Aged 24 years Student R/o. 54-9-3, Isakathota, Visakhapatnam.
13. Bonala. Chaitanya, W/o. Murthy Aged 31 years C/o. N. Venkata Subrahmanya Viswanadha Sarma D.No. 54-9-3, Isakathota, Visakhapatnam.

Respondents
(Plaintiffs 2 & 3 and 5 to 15)

Appeal Under Order 41 Rule 1 of the C.P.Code , is filed praying that in the circumstances stated in the grounds filed therewith, the High Court may be pleased to allow the appeal with costs throughout, setting aside the decree and judgment dated 21-11-2002 of the Senior Civil Judge, Kakinada in O.S. No. 307 of 1997 and to dismiss the said suit.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI. M R S SRINIVAS, Advocate for the Petitioners, the Court made the following
ORDER

“Learned counsel for the appellants is present.

There is no representation for the respondents.

Learned counsel for the appellants submitted that a final decree petition is pending in a partition suit before the trial Court, and the trial Court is proceeding further in the final decree petition.

Perused the material available on record.

Considering the submissions made by learned counsel for the appellants, the entire proceedings in the final decree petition may continue, except for the passing of the final decree.

List both the matters after Summer Vacation, 2025.”

SD/-K.KASIRAO ACHARI

ASSISTANT REGISTRAR

//TRUE COPY//


For ASSISTANT REGISTRAR

o,

1. The Senior Civil Judge, Kakinada
2. Nandavarapu Appalanasimham, S/o. Appalanarasimham Aged 59 years
Employee R/o. Visakhapatnam
3. Nandavarapu Ramalakshmi, W/o. Perayya Panthulu Aged 73 years R/o.
Visakhapatnam
4. Nandavarapu Venkata Satya Gopal, S/o. Perayya Panthulu Aged 43
years Employee R/o. Hyderabad.
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10. Vinjamuri. Satya Vani, W/o. V.S. Sarma Aged 41 years R/o.
Draksharama
11. Nandavarapu Usharani, W/o. Venkata Subrahmanya Viswanadha
Sarma Aged 53 years R/o. D.No. 54-9-3, Isakathota, Visakhapatnam.
12. Nandavarapu Sowjanya, D/o. Venkata Subrahmanya Viswanadha
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13. Nandavarapu Ravikanth, S/o. Venkata Subrahmanya Viswanadha
Sarma Aged 24 years Student R/o. 54-9-3, Isakathota, Visakhapatnam.
14. Bonala. Chaitanya, W/o. Murthy Aged 31 years C/o. N. Venkata
Subrahmanya Viswanadha Sarma D.No. 54-9-3, Isakathota,
Visakhapatnam. (2 to 14 by RPAD)
15. One CC to SRI. M R S SRINIVAS Advocate [OPUC]
16. **One spare copy**

HIGH COURT

VGKR,J

DATED:05/05/2025

LIST BOTH THE MATTERS AFTER SUMMER VACATION, 2025

ORDER

TRAS.No.506 of 2008



DIRECTION