

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

FRIDAY, THE NINETEENTH DAY OF DECEMBER ✓

TWO THOUSAND AND TWENTY FIVE ✓

:PRESENT:
THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI ✓

CIVIL REVISION PETITION NO: 2225 OF 2025

Between: ✓

SURISETTY APPALA RAJU, S/o late Rajanna, Aged 74 years, R/o at
D.No.54-3-34, Isukathota Visakhapatnam. Visakhapatnam District ✓

Petitioner/Petitioner/Plaintiff ✓

AND

1. GOTIMUKKALA PERRAJU, S/o G. Ramakrishna Raju, Aged 50 years,
R/ at D.No.54-3-29, Isukathota, Visakhapatnam. Visakhapatnam District ✓
2. Gotimukkala Padma,, W/o Perraju, Aged 45 years, R/ at D.No.54-3-29,
Isukathota, Visakhapatnam. Visakhapatnam District ✓
3. Sagi Nagaraju,, S/o Venkata Raju, Aged 65 years (Died), R/ at D.No.54-
3-29, Isukathota, Visakhapatnam. Visakhapatnam District ✓
4. Greater Visakhapatnam Municipal Corporation,, Represented by its
Commissioner, Tenneti Bhavan, Aseelimetta, Visakhapatnam.
Visakhapatnam District ✓
5. Sagi Ramanamma,, W/o late Naga Raju, Aged 66 years, R/ at D.No.54-
3-29, Isukathota, Visakhapatnam. Visakhapatnam District ✓
6. Addala Vijaya Lakshmi,, W/o Venkata Rama Raju, D/o late SAgi Naga
Raju, Aged 50 years, R/o at D.No. 10-47/1, Ward 69, Durga Sagar, ✓
Backside of Lalitha Bar and Restaurant, R.R.V.Puram, Visakhapatnam.
Visakhapatnam District ✓
7. Sagi Srinivasa Raju,, S/o late Naga Raju, Aged 48 years, R/ at D.No.54-
3-30, Isukathota, Visakhapatnam. Visakhapatnam District ✓
8. Dandu Vidya, W/o Srinivasa Rao, D/o Sagi Naga Raju, Aged 48 years,
R/ at D.No.8-171/1, Naiduthota Main Road, Cheemalapalle Vepagunta,
Visakhapatnam. Visakhapatnam District . ✓

Respondent/Respondent/Defendants ✓

Petition under Article 227 of the Constitution of India is filed, praying that in the circumstances stated in the grounds filed herein, the High Court may be pleased to set aside the impugned order dated 28.7.2025 passed in I.A.No.317 of 2025 in O.S.No.1094 of 2014 by the VI Additional Civil Judge (Senior Division), Visakhapatnam, and to pass

IA NO: 1 OF 2025

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 stay all further proceedings in O.S.No.1094 of 2014 on the file of the Court of VI Additional Civil Judge (Senior Division), Visakhapatnam, pending disposal of the main CRP,

The petition/Appeal coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri. PARDHA SARADHI A V Advocate for the Petitioner(s), VENKATA SAKETH ROY VYDYULA Advocate for the Respondent(s) and the Court made the following.

ORDER

Learned counsel for the petitioner placed reliance in the case of Baldev Singh v. Monohar Singh (2006) 6 SCC 498 and submits that the question of applicability of the proviso to Order 6 Rule 17 CPC and consequently the due diligence aspect could not be attracted. Learned Trial Court has rejected the application placing reliance on the proviso.

2. Post on 23.01.2026.

3. Liberty is granted to the petitioner to file an application for adjournment in learned Trial Court upon which the Court shall fix a date after a date fixed in the present CRP.

//TRUE COPY//

For

SD/- M.PRABHAKARA RAO
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. Gotimukkala Perraju, S/o G. Ramakrishna Raju, R/ at D.No.54-3-29, Isukathota, Visakhapatnam. Visakhapatnam District
2. Gotimukkala Padma,, W/o Perraju, R/ at D.No.54-3-29, Isukathota, Visakhapatnam. Visakhapatnam District
3. The Commissioner, Greater Visakhapatnam Municipal Corporation, Tenneti Bhavan, Aseelimetta, Visakhapatnam. Visakhapatnam District
4. Sagi Ramanamma,, W/o late Naga Raju, R/ at D.No.54-3-29, Isukathota, Visakhapatnam. Visakhapatnam District
5. Addala Vijaya Lakshmi,, W/o Venkata Rama Raju, D/o late SAgi Naga Raju, R/o at D.No. 10-47/1, Ward 69, Durga Sagar, Backside of Lalitha Bar and Restaurant, R.R.V.Puram, Visakhapatnam. Visakhapatnam District
6. Sagu Srinivasa Raju,, S/o late Naga Raju, R/ at D.No.54-3-30, Isukathota, Visakhapatnam. Visakhapatnam District
7. Dandu Vidya, W/o Srinivasa Rao, D/o Sagi Naga Raju, Aged 48 years, R/ at D.No.8-171/1, Naiduthota Main Road, Cheemalapalle Vepagunta, Visakhapatnam. Visakhapatnam District . (1-7 by RPAD)
8. One CC to SRI. PARDHA SARADHI A V Advocate [OPUC]
9. One CC to SRI. VENKATA SAKETH ROY VYDYULA Advocate [OPUC]
10. One spare copy

HIGH COURT

RNTJ

DATED:19/12/2025

POST ON 23.01.2026

ORDER

CRP.No.2225 of 2025

DIRECTION

