

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MONDAY, THE FOURTEENTH DAY OF JULY,

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE T.C.D.SEKHAR

IA No. 1 OF 2024

IN

CRP NO: 2558 OF 2024



Between:

Aravapalli Narayana Rao, S/o Aravapalli Venkateshwara Rao, aged about 60 years, R/o D.No.8-321, Penamaluru (V and M). Krishna District.

...Petitioner/2nd Defendant

(Petitioner in CRP 2558 OF 2024

on the file of High Court)

AND

1. Avula Krishna Kumari, W/O Surya Prakasha Rao, Aged about 50 years, R/o D.No.12-1346, Sundarayya Nagar, Tadepalli (M), Guntur (D).

...Respondent/Plaintiff

2. Aravapalli Venkateshwara Rao, S/o Late Butchaiah, R/O D.No.8-321,1 Penamaluru (V and M), Krishna District. (Died)
 3. Davaluri Suneetha, W/o Davaluri Suryanarayana Aged about- 56 years, R/O D.No. 9-6, Penamaluru (V) and (M), Krishna (D)
 4. Kollipara Usha Rani, W.O K.Ramesh, aged about 54 years, C/o Jayanagar camp, Manvy (V), Raichur (T), Karnataka
- (No process is required as against Respondent No.2, as he is dead)

...Respondents/Defendants 1, 3 & 4

(Respondents in-do-)

Counsel for the Petitioner :

SRI SUMANTH AMIRAPU ✓

Counsel for the Respondent :

Petition under Section 151, CPC is filed praying that in the circumstances stated in the affidavit filed in support of the civil revision petition, the High Court may be pleased to stay all further proceedings in O.S.258 of 2015 on the file of VIII Additional District Judge, at Vijayawada, pending disposal of CRP No.2558 of 2024, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case), The Court made the following;

ORDER:

"The petitioner/2nd defendant filed IA No.1107 of 2023, requesting the court to receive and mark the document i.e., the original partition list dated 10.05.1984. The said application was allowed by the trial court, by order dated 02.11.2023. Subsequently, on objection raised by the respondent/plaintiff, the document sought to be marked by the defendants was rejected on the ground that it requires registration. The learned counsel for the petitioner places reliance on (2002) 2 ALD 261, wherein this Court has drawn distinction between the mere recital of a fact and instrument that creates title. ✓

Having regard to the submissions made by the learned counsel for the petitioner, this Court *prima facie* feels that the matter requires consideration. ✓

In view of the same, there shall be interim stay of all further proceedings in OS No.258 of 2015, on the file of VIII Additional District Judge, Vijayawada."

//TRUE COPY//

SD/- M.PRABHAKARA RAO
ASSISTANT REGISTRAR

SECTION OFFICER

For ,

To,

1. The VIII Additional District Judge, at Vijayawada
2. Avula Krishna Kumari, W/o Surya Prakasha Rao, R/o D.No.12-1346, Sundarayya Nagar, Tadepalli (M), Guntur (D).
3. Davaluri Suneetha, W/o Davaluri Suryanarayana, R/o D.No. 9-6, Penamaluru (V) and (M), Krishna (D)
4. Kollipara Usha Rani, W.O K.Ramesh, C/o Jayanagar camp, Manvy (V), Raichur (T), Karnataka (Addressee Nos.2 to 4 By **RPAD**)
5. One CC to Sri. Sumanth Amirapu, Advocate [OPUC]
6. One spare copy

MM

HIGH COURT

TCDS,J

DATED:14/07/2025

POST THE MATTER ON 11.08.2025

ORDER

IA.No.1 OF 2024

IN

CRP.No.2558 of 2024

INTERIM STAY

