

APHC010480002025



**IN THE HIGH COURT OF ANDHRA PRADESH  
AT AMARAVATI  
(Special Original Jurisdiction)**

**[3572]**

FRIDAY, THE TWENTIETH DAY OF FEBRUARY  
TWO THOUSAND AND TWENTY SIX

**PRESENT**

**THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI**

**THE HONOURABLE SRI JUSTICE BALAJI MEDAMALLI**

**I.A.No.1 of 2026**

**In/and**

**APPEAL SUIT NO: 86/2026**

**Between:**

1. RAVIPATI SATYA, W/O LATE GOPALA KRISHNA, , AGED 26 YEARS  
HOUSE WIFE, D.NO. 2-1/5, GANDEPALLI MANDAL, PEDDAPURAM

**...APPELLANT**

**AND**

1. RAVIPATI SATYAVATHI, W/o Ravipati Govindu, Aged 55 years House  
wife D.No. 1-176, Mallepalli village Gandepalli Mandal Kakinada District  
Peddapuram

**...RESPONDENT**

The above named Appellants humbly presents this Memorandum of Grounds of Regular Appeal to this Honble Court ag ved by the Judgment and Decree dated 04.11.2022 passed in O S No.36 of 2022 on the file of the Honble VII Additional Disnct Judge At Peddapuram, in so far as not decreeing the suit in respect of schedule property, for the following among other

**IA NO: 1 OF 2026**

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 Pleased to condone the delay of 950 days to filing the appeal and pass

**IA NO: 2 OF 2026**

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 Judgment and Decree dated 04th November,2022 passed in O S No.36 of 2022 on the file of the Honble VII Additional District Judge At Peddapuram pending disposal of the main suit including final decree proceedings in favor of petitioners/ Appellants, against the Respondents/Respondents pending disposal of the main Appeal and pass

**Counsel for the Appellant:**

1.G ESWARAI AH

**Counsel for the Respondent:**

1.

**The Court made the following :**

**JUDGMENT:-** (per Hon'ble Sri Justice Ravi Nath Tilhari)

This appeal has been filed by the appellant/defendant, being aggrieved by the preliminary decree passed by judgment and decree dated 04.11.2022 in O.S. No.36 of 2022 on the file of the Court of the learned VII Additional District Judge, Peddapuram.

2. The appeal was filed along with 1.A.No.1 of 2026 seeking condonation of delay of 950 days in filing the appeal.

3. The cause shown in paragraph No.2 of the affidavit filed in support of the said application, reads as under :

*“ I humbly submit that I could not inform about the judgement and decree of the above said suit and as could not contact my counsel due to various health and other personal reasons. I submit that there was a delay of 950 days in filing the present appeal. I submit that I am not aware about the details of the counsel/ we could not contact him to file the proper applications to set aside the above said decree and to lead evidence and as such the delay of 950 days for filing the same is neither willful nor intentional.”*

4. We are not satisfied with the cause shown for condoning the inordinate delay of 950 days. Except for vague and general statements, no material particulars or supporting documents have been placed on record to substantiate the reasons pleaded. It is well settled that delay cannot be condoned as a matter of course unless sufficient cause is shown. In the absence of satisfactory explanation, the Court cannot condone such

inordinate delay, as it would defeat the principle of finality attached to judicial proceedings.

5. Accordingly, I.A. No.1 of 2026 is dismissed.

6. Consequently, the Appeal Suit is dismissed as barred by limitation.

No order as to costs.

As a sequel thereto, miscellaneous petitions, if any pending, shall also stand closed.

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**RAVI NATH TILHARI, J**

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**BALAJI MEDAMALLI, J**

Date :20.02.2026.  
RPD.

**THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI  
AND**

**THE HONOURABLE SRI JUSTICE BALAJI MEDAMALLI**

**(DISMISSED AS BARRED BY LIMITATION)**

**APPEAL SUIT NO: 86 OF 2026**

**Date: 20.02.2026**

RPD.