

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
TUESDAY, THE THIRD DAY OF DECEMBER
TWO THOUSAND AND TWENTY FOUR



:PRESENT:

HONOURABLE SRI JUSTICE NINALA JAYASURYA

AND

HONOURABLE SMT JUSTICE SUMATHI JAGADAM

AS NO: 603 OF 2024

Between:

Tirlaka Chenchu Babu, S/o Tirlaka Kotaiah, Aged 62 years, Occ: Business, R/o 3rd lane, Ram Nagar, Ongole Town and Post, Prakasam District, Proprietor of Lakshmi Sewing Machines & Co., BTP 31-1/17, Opp: to Bapuji Market Complex, Trunk Road, Ongole.

Appellant / Defendant

AND

Kurru Krishna Reddy, S/o Venkareddy, Aged 55 years, Occ: Business, R/o. 1st lane, Mahendra Nagar, Ongole town and Post, Ongole, Prakasam District

Respondent/Plaintiff

WHEREAS the Appellant above named through his Advocate SRI ANUP KOUSHIK KARAVADI presented this Appeal Under Section 96 of CPC against begs to present this Memorandum of Appeal Suit before this Honble Court may be pleased to set aside the Judgment and Decree dated 27-09-2024 passed in OS.No.167 of 2017 on the file of the I Additional District Judge, Prakasam District, at Ongole.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri ANUP KOUSHIK KARAVADI, Advocate for the Petitioner, directed issue of

notice to the Respondent herein to show cause as to why this FIRST APPEAL should not be admitted.

You viz:

Kurru Krishna Reddy, S/o Venkareddy, Aged 55 years, Occ: Business,
R/o. 1st lane, Mahendra Nagar, Ongole town and Post, Ongole,
Prakasam District

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this FIRST APPEAL should not be admitted.

IA NO: 1 OF 2024

Petition under Section 528 of B.N.S.S. (under section 482 of Cr.P.C), is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to grant stay of all further proceedings including execution of the Judgment and Decree dated 27-09-2024 passed in OS.No.167 of 2017 on the file of the I Additional District Judge, Prakasam District, at Ongole, pending disposal of AS No. 603 of 2024, on the file of the High Court.

The Court made the following ORDER:

“Heard learned counsel for the petitioner/appellant.

Considering the submissions made with reference to the grounds and as also the decisions of the Hon'ble Supreme Court in *Thiruvengada Pillai vs. Navaneethammal and another*, reported in (2008) 3 SCR 23, there shall be an interim stay as prayed for subject to the condition of the petitioner/appellant depositing 1/4th decretal amount including costs and interest, within a period of eight (08) weeks from the date of receipt of copy of this order.

Issue notice to the respondent.

Learned counsel for the petitioner is permitted to take out personal notice on respondent through RPAD and file proof of service in the Registry."

Sd/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR

//TRUE COPY//

For

Ch
SECTION OFFICER

To,

1. The I Additional District Judge, Prakasam District, at Ongole
2. Kurry Krishna Reddy, S/o Venkareddy, Aged 55 years, Occ:
Business, R/o. 1st lane, Mahendra Nagar, Ongole town and Post,
Ongole, Prakasam District (by RPAD- along with a copy of petition
and memorandum of grounds)
3. One CC to SRI. ANUP KOUSHIK KARAVADI Advocate [OPUC]
4. Two spare copies

KJ

HIGH COURT

NJS,J &
JS,J

DATED:03/12/2024

NOTICE BEFORE ADMISSION

AS.No.603 of 2024

INTERIM STAY

