

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

FRIDAY, THE SEVENTH DAY OF NOVEMBER,

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE BATTU DEVANAND

IA No. 1 OF 2025

IN

CRP NO: 2556 OF 2025



Between:

1. Chodiseti Venkateswara Rao, w/o Late Venkata Rao, Aged 64 years, Arabtech Company, Dubai. Presently r/o D.No.2-17, Thokada Village, Rajanagaram Mandal. East Godavari District.

...(Defendant No.2)

2. Chodiseti Ganga Bhavani, w/o Venkateswara Rao, Aged 54 years, r/o D.No.2-17, Thokada Village Rajanagaram Mandal. East Godavari District.

...(Defendant No.4)

3. Chodiseti Satish Kumar, s/o Venkateswara Rao, Aged 30 years, Arabtech Company, Dubai. Presently r/o D.No.2-17, Thokada Village, Rajanagaram Mandal. East Godavari District.

...(Defendant No.5)

4. Nallamilli Naga Devi, w/o Chandra Rao, Aged 25 years, D.No.2-7/1, Thokada Village, Rajanagaram Mandal. East Godavari District.

...(Defendant No.6)

...Petitioners

AND

1. Kothapalli Satyanarayanamma, w/o Nageswara Rao, Aged 57 years, Inamdarini, r/oD.No.1-5, Thokada Village, Rajanagaram Mandal, East Godavari District.

(Plaintiff)

2. Chodiseti Raghavamma, w/o Late Venkata Rao, Aged 80 years,
Inamdarini, r/o D.No.2-17, Thokada Village, Rajanagaram Mandal, East
Godavari District. (Defendant No.1)

3. Chodiseti Subba Rao, s/o Late Venkata Rao, Aged 45 years, r/o
D.No.2-17, Thokada Village, Rajanagaram Mandal, East Godavari
District.

(Defendant No.3)

...Respondents

Counsel for the Petitioners : SRI P.RAJESH BABU

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 Grant Interim Stay of all further proceedings of the suit in O.S.No.177 of 2017 pending on the file of the Court of the Principal Civil Judge (Senior Division) at Rajamahendravaram, until further orders of this Hon'ble Court, pending disposal of CRP No.2556 of 2025, 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).

ORDER:

"Heard learned counsel for the petitioners and perused the material available on record.

***Prima facie*, it appears that the order dated 07.08.2025 passed by the learned Principal Senior Civil Judge in Rajamehendravaram in O.S.No.177 of 2017, wherein it was held that the photostat copy filed by the defendants 2 and 4 to 6 cannot be received in evidence as secondary evidence is incorrect, in view of the decision of the Hon'ble Apex Court in Dhanpat vs. Sheo Ram and others¹.**

¹ (2020) 16 SCC 209

Accordingly, there shall be an interim stay, as prayed for, for a period of four (04) weeks.”

Sd/- N. NAGAMMA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

For

To,

1. The Principal Civil Judge (Senior Division) at Rajamahendravaram
2. Kothapalli Satyanarayanaamma, w/o Nageswara Rao, Inamdarini, r/o D.No.1-5, Thokada Village, Rajanagaram Mandal, East Godavari District.
3. Chodiseti Raghavamma, w/o Late Venkata Rao, Aged 80 years, Inamdarini, r/o D.No.2-17, Thokada Village, Rajanagaram Mandal, East Godavari District.
4. Chodiseti Subba Rao, s/o Late Venkata Rao, Aged 45 years, r/o D.No.2-17, Thokada Village, Rajanagaram Mandal, East Godavari District. (Addressee Nos.2 to 4 by **RPAD**- along with a copy of petition and memorandum of grounds)
5. One CC to Sri. P.Rajesh Babu, Advocate [OPUC]
6. One spare copy

MM

HIGH COURT

DEV,J

DATED:07/11/2025

POST THE MATTER ON 05.12.2025

ORDER

IA.NO.1 OF 2025

IN

CRP.No.2556 of 2025

INTERIM STAY

