

[3332]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

FRIDAY, THE SIXTH DAY OF MARCH

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

IA No. 2 OF 2026

IN

CRP NO: 408 OF 2026



Between:

Bezawada Govindareddy, S/o. Krishna Reddy, Hindu, aged about 64 years,
Residing at Sudhir Diabetes Hospital in 2nd Floor, 1st Lane, christianpet, Kavali
Town and Mandal, SPSR Nellore District

Petitioner

AND

Sarangam Nagaraju, S/o. Late Srinivasulu, Hindu, aged about 65 years,
R/o.D.No.26-1-72, 3rd Street, Gayatrh Nagar, AK Nagar, Nellore-4

Respondent

Counsel for the Petitioner: SRI SRINIVAS BOBBILI

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 petition, the High Court may be pleased to stay all further proceedings in E.P.No.42/2018 in OS.No.69/2010 on the file of the Senior Civil Judge, Kovur, Pending disposal of CRP No. 408 of 2026, 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 Sri L.Ravi Chander, learned Senior counsel representing learned counsel for the petitioner.

2. Learned Senior counsel for petitioner submitted that, petitioner is the defendant in the suit filed for recovery of money vide O.S.No.69/2010. He further submitted that, since an ex-parte decree was passed on 29.07.2011, the petitioner filed I.A.No.943/2011 to set aside the said ex-parte decree, which was dismissed for default on 13.06.2013. He further submitted that, on 07.08.2013, the petitioner filed restoration petition which was numbered as I.A.No.70/2015 and filed a delay petition which was numbered as I.A.No.514/2014. He further submitted that, the court below has allowed the delay petition but dismissed the restoration petition as default, on the ground of non-appearance of petitioner's counsel. In the meantime, the plaintiff/respondent is proceeding with the execution of ex-parte decree by filing E.P.No.42/2018 wherein the learned Senior Civil Judge, Kovur passed orders dated 29.08.2024 declaring that E.P.Schedule property is liable for auction for realization of decretal amount to the D.Hr.

3. Learned Senior Counsel for the petitioner further submitted that, if the exparte decree order passed against the petitioner is not restored and the proceedings in E.P.No.42/2018 are materialized, the petitioner/defendant would suffer irreparable loss and hardship. As such prayed to consider the revision petition.

4. Perused the orders impugned in this revision petition. The submissions made by the learned senior counsel for petitioner and the grounds raised in this revision petition *prima facie* makes out a point for consideration to be decided in this revision petition. As such this Court is inclined to grant the following interim direction:

There shall be stay of all further proceedings in E.P.No.42 of 2018 in O.S.No.69 of 2010 on the file of learned Senior civil Judge, Kovur, till

the next date of hearing, subject to payment of Rs.3,00,000/- which is to be deposited in the suit account within four(04) weeks from today.

SD/-K.V.RAGHAVULU
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Senior Civil Judge, Kovur.
2. Sarangam Nagaraju, S/o. Late Srinivasulu, R/o.D.No.26-1-72, 3rd Street, Gayatrh Nagar, AK Nagar, Nellore-4 (by RPAD)
3. One CC to Sri. Srinivas Bobbili, Advocate [OPUC]
4. One spare copy

ADP

HIGH COURT

RC,J

DATED:06/03/2026

POST ON 10.04.2026

ORDER

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STAY

