

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
FRIDAY, THE TWELFTH DAY OF DECEMBER,
TWO THOUSAND AND TWENTY FIVE



:PRESENT:

THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI
CIVIL REVISION PETITION NO: 3548 OF 2025

Between:

Mohammed Jamal, S/o Late Abdul Razak, Aged about 64 years, R/o.
D.No. 38-40-105, Main road Marripalim, Visakhapatnam, Andhra Pradesh.

...Petitioner

AND

1. Shaik Zahur Ahmed, S/o. (Late) Ansar, aged about 63 years. Do. N. 38-2-5, Muslim street, Marripalim, Visakhapatnam.
2. The commissioner Greater Visakhapatnam Municipal Corporation, Visakhapatnam.
3. The Zonal Commissioner Zone 5 (previously Zone -4), Ganayapuram, Visakhapatnam.

...Respondents/Defendants

WHEREAS the Petitioner above named through his Advocate Sri.B R S KALYAN REDDY presented this Petition under Article 227 of the Constitution of India, praying that in the circumstances stated in the grounds filed herein, the High Court may be pleased to allow the CRP and set aside the order dated 15-07-2025 passed in I.A. No. 271 of 2023 in O.S. No. 108 of 2022 on the file of the Civil Judge (Junior Division), Visakhapatnam

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri B R S KALYAN REDDY Advocate for the Petitioner, directed issue of notice to the Respondents herein to show cause as to why this CIVIL REVISION PETITION should not be admitted.

You viz:

1. Shaik Zahur Ahmed, S/o. (Late) Ansar, Do. N. 38-2-5, Muslim street, Marripalim, Visakhapatnam.
2. The Commissioner Greater Visakhapatnam Municipal Corporation, Visakhapatnam.
3. The Zonal Commissioner Zone 5 (previously Zone -4), Ganayapuram, Visakhapatnam.

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 CIVIL REVISION PETITION should not be admitted within six weeks.

The Court made the following:

ORDER:

The plaintiff-1st respondent filed O.S.No.108 of 2022 against the present respondents 2 and 3 in the court of the II Additional Civil Judge (Junior Division) at Visakhapatnam seeking to handover the vacant possession to the plaintiff and for payment of the specified amount towards arrears of the rent for the specified period, with further reliefs.

2. The suit was filed on the ground that the plaintiff was the landlord and the defendant-respondents had taken the plaint schedule property on rent as tenant under some lease agreement. The petitioner filed I.A.No.271 of 2023 for his impleadment, inter alia, contending that the plaint schedule property was used as Waklf property and the implead petitioner was one of the trustees of the Wakf Board

3. The said application has been rejected by the order dated 15.07.2025. The learned trial court held that in the said suit the matter related between the plaintiff and the defendants on the relationship of landlord and the tenant. So, the petitioner-proposed defendants No.3 was not the necessary and proper party in the said suit.

4. Learned counsel for the petitioner submits that the dispute arose because the petitioner filed application before Greater Visakhapatnam Municipal Corporation and the Walkf Board Inspector for not making the payment of rent to the plaintiff. Consequently, he submits that the petitioner was necessary or atleast a proper party to be impleaded.
5. Issue notice to the respondents.
6. Post after six weeks.

//TRUE COPY//

For

SD/- K.J.RAJA BABU
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. Shaik Zahur Ahmed, S/o. (Late) Ansar, Do. N. 38-2-5, Muslim street, Marripalim, Visakhapatnam.
2. The Commissioner Greater Visakhapatnam Municipal Corporation, Visakhapatnam.
3. The Zonal Commissioner Zone 5 (previously Zone -4), Ganayapuram, Visakhapatnam (addressee 1 to 3 by RPAD- along with a copy of petition and memorandum of grounds)
4. One CC to Sri. B R S Kalyan Reddy, Advocate [OPUC]
5. One spare copy

HIGH COURT

RNT,J

DATED:12/12/2025

Post after six weeks

NOTICE BEFORE ADMISSION

CRP.No.3548 of 2025

