

[3311]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

WEDNESDAY, THE NINETEENTH DAY OF NOVEMBER

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

HONOURABLE MS JUSTICE B S BHANUMATHI

IA NO.1 OF 2025

IN

CIVIL REVISION PETITION NO: 3216 OF 2025



Between:

S. Jaffar, S/o.Nabirasool, aged about 38 years, R/o. D.No. 8-539, Gandhi Nagar, Dharmavaram Town and mandal, Anantapuramu District

... Petitioner/Petitioner/J.Dr/

Defendant

AND

Arveti Bhaghavan, S/o. A.Narayanappa, aged about 77 years, R/O D.No.4-797, Dharmavaram town, Sri Satya Sai District

.... Respondent/

Respondent/D.Hr/Plaintiff

Counsel for the Petitioner : SRI INENI VENKATA PRASAD

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 grant stay of all further proceedings in E.P.No.5/2022 in O.S.No. 67/2015 on the file of Court of Civil Judge, (Senior Division) Dharmavaram, Pending disposal of CRP No. 3216 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). The Court made the following

ORDER

This petition is filed under Section 151 C.P.C. to grant stay of all further proceedings in E.P.No.5 of 2022 in O.S.No.67 of 2015 on the file of the court of the Civil Judge, (Senior Division), Dharmavaram, pending the revision.

The learned counsel for the petitioner submitted that the property mortgaged for realization of the decreetal debt had only single floor when it was mortgaged, but later on, additional floor was constructed, yet the same has not been reflected in the E.P. schedule property or in the test report of Amin and therefore, the description of the property to be sold is incorrect and the value is also different, however the execution court is proceeding with the sale of the property on 21.11.2025 through public auction. E.A.No.29 of 2025 was filed by the revision petitioner with the same objections, but the petition was dismissed by the execution Court such order is now under challenge in this revision petition. In view of the above grounds of objection for sale of property in auction, this court is of the view that condition of order of interim stay can be granted subject to terms to balance the interest of both the parties.

Accordingly, interim stay, as prayed for, is granted on the condition that the petitioner / J.Dr. shall pay the respondent / D.Hr. half of the amount due as on 21.11.2025 under the decree in execution.

//TRUE COPY//

Sd/-B.CHITTI JOSEPH

DEPUTY REGISTRAR


SECTION OFFICER

To,

1. The Civil Judge, (Senior Division), Dharmavaram, Ananthapuram District.
2. Arveti Bhaghavan, S/o. A.Narayanappa, aged about 77 years, R/O D.No.4-797, Dharmavaram town, Sri Satya Sai District (by RPAD- along with a copy of petition and memorandum of grounds)
3. One CC to SRI. INENI VENKATA PRASAD Advocate [OPUC]
4. **One spare copy**

KSR

HIGH COURT

BSB, J

DATED:19/11/2025

Post on 10.12.2025

IA NO.1 OF 2025

IN

CRP.No.3216 of 2025

INTERIM STAY

