

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

THURSDAY, THE SEVENTH DAY OF MAY

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

SECOND APPEAL NO: 255 OF 2026



Between:

1. Ganna Venakta Swamy (died), per L.Rs., (D1)
2. Ganna Kumaramma, (D2), W/o Late Venkat Swamy, Female, aged about 55 years. House wife R/o D.No.6-23, Kakarla Village, Ardhaveedu Mandal, Prakasam District- 523333.
3. Ganna Tyagaraja Rayulu, (D3), S/o late Venkata Swamy, Male, aged about 31 years, employee, R/o D.No.6-23, Kakarla Village, Ardhaveedu Mandal, Prakasam District-523333.
4. Ganna Anitha, (D4), W/o E.Janardhan, D/o late Venkata Swamy, Female, aged about 37 years. House wife, R/o D.No.6-23, Kakarla Village, Ardhaveedu Mandal, Prakasam District-523333.
5. Ganna Pallavi, (D5), W/o Naveen, D/o late Venkata Swamy, Female, aged about 34 years, employee, R/o D.No.6-23, Kakarla Village, Ardhaveedu Mandal, Prakasam District-523333.
6. Ganna Madhavi, (D6), D/o late Venkata Swamy, Female, aged about 29 years, R/o D.No.6-23, Kakarla Village, Ardhaveedu Mandal, Prakasam District- 523333.

Appellants/Respondents in First Appeal Defendants

AND

1. Ganna Pedda Kotaiah (died), per L.Rs., (Original Plaintiff)
2. Ganna Chennamma, (Appellant No.2), W/o Late Pedda Kotaiah, Female, aged about 66 years. Cultivation, R/o D.No.6-3, Kakarla Village, Ardhaveedu Mandal, Prakasam District- 523333.
3. Ganna Pedda Kasi Rao, (Appellant No.3), S/o Late Pedda Kotaiah, Male, aged about 46 years. Cultivation, R/o D.No.6-3, Kakarla Village, Ardhaveedu Mandal, Prakasam District- 523333.

4. Ganna China Kasi Rao, (Appellant No.4), S/o late Pedda Kotaiah, Male, aged about 39 years. Cultivation, R/o D.No.6-3, Kakarla Village, Ardhaveedu Mandal, Prakasam District- 523333.
5. Kasula Kasamma, (Appellant No.5), W/o Pandu, Female, aged about 41 years, Cultivation, R/o D.No.4-5A, Kakarla Village, Ardhaveedu Mandal, Prakasam District-523333.

(R2 to R5 who are appellants in First Appeal are added as legal representatives of deceased 1st appellant as per orders in IA.No.865/2024, Dated 14.02.2025 in AS.No.22/2024)

Respondents/appellants in First Appeal/ Original plaintiff (deceased R1)

Second Appeal under Section 100 CPC is filed against the order dated may be pleased to allow this second appeal by setting aside the decree and judgement in A.S.No.22/2024, on the file of Civil Judge (Senior Division), Markapur, dated 19.11.2025 under which the dismissal decree and judgment of court, dated 18.07.2018 in OS.No.535/2003, on the file of Honble Principal Junior Civil Judge, Giddalur, is reversed.

IA NO: 1 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased may be pleased to grant temporary injunction restraining the respondents/plaintiffs from interfering with petitioners possession and enjoyment of plaint schedule property of Ac.0-09 cents in RS.No.797/1 of Kakarla Village, Ardhaveedu Mandal, Prakasam District in by suspending the decree and judgment, dated 19.11.2025 in AS.No.22/2024, on the file of Hon'ble Civil Judge (Senior Division), Markapur, pending disposal the above second appeal in the ends of justice and pass such, Pending disposal of SA 255 of 2026, on the file of the High Court.

The petition/Appeal coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI C VENKAI AH Advocate for the Appellants/Petitioner(s), SRI YADAVALLI RAMESH Advocate for the Respondent(s) and the Court made the following.

ORDER

Heard learned counsel for the appellants and learned counsel for the defendants.

In view of the substantial questions of law involved in the present second appeal and since the matter is reversal judgment of the Appellate Court and to protect the rights of the appellants, there shall be status quo, obtaining as on today, shall be maintained by both the parties concerned with respect to the property in an extent of Ac.0-09 cents in R.S.No.797/1 of Kakarla Village, Ardhaveedu Mandal, Prakasam District, for a period of five (05) weeks.

Post on 19.06.2026."

//TRUE COPY//

SD/- U.SRIDEVI
DEPUTY REGISTRAR
SECTION OFFICER

To,

1. Ganna Chennamma, W/o Late Pedda Kotaiah, Female, aged about 66 years. Cultivation, R/o D.No.6-3, Kakarla Village, Ardhaveedu Mandal, Prakasam District- 523333.
2. Ganna Pedda Kasi Rao, S/o Late Pedda Kotaiah, Male, aged about 46 years. Cultivation, R/o D.No.6-3, Kakarla Village, Ardhaveedu Mandal, Prakasam District- 523333.
3. Ganna China Kasi Rao, S/o late Pedda Kotaiah, Male, aged about 39 years. Cultivation, R/o D.No.6-3, Kakarla Village, Ardhaveedu Mandal, Prakasam District- 523333.
4. Kasula Kasamma, W/o Pandu, Female, aged about 41 years, Cultivation, R/o D.NO.4-5A, Kakarla Village, Ardhaveedu Mandal, Prakasam District-523333. (by RPAD 1 TO 4)
5. One CC to SRI. C VENKAIAH Advocate [OPUC]
6. One CC to SRI. YADAVALLI RAMESH Advocate [OPUC]
7. One spare copy

TVSR

HIGH COURT

NV,J

DATED: 07/05/2026

POST ON 19.06.2026

ORDER

SA.No.255 of 2026

STATUS-QUO

