



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI**



**WEDNESDAY, THE TWENTY THIRD DAY OF JULY
TWO THOUSAND AND TWENTY FIVE**

PRESENT

HONOURABLE SRI JUSTICE NINALA JAYASURYA

AND

HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO

IA NOS.1 AND 2 OF 2024

IN

FAMILY COURT APPEAL (FCA) NO: 313 OF 2015

Between:

Sri Ugrasena Sahu, S/o.Late Dhanu Sahu, aged 60 years, R/o.Gaigaon,
Kalahandi District, Odisha State-766011.

...Petitioner/Appellant

AND

1. Smt Brundabati Sahu, W/o.Ugrasena Sahu, aged about 41 years,
R/o.Plot No.109, D.No.11-23-5, Adarsanagar, Opp:Sivalayam,
Visakhapatnam - 17.
2. Tepas Sahu, S/o.Ugrasena Sahu, aged about 17 years (Minor), R/o.Plot
No.109, D.No.11-23-5, Adarsanagar, Opp: Sivalayam, Visakhapatnam -
17.

...Respondents/Respondents

IA NO: 1 OF 2024

Petition under Section 5 of Limitation Act praying that in the
circumstances stated in the affidavit filed in support of the petition, the High

Court may be pleased to condone the delay of 298 days in filing petition to set aside the Order of dismissal of FCA No.313 of 215 dated 07-08-2023.

IA NO: 2 OF 2024

Petition under Order IX Rule 9 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to restore the FCA No.313 of 2015 by setting aside the dismissal Order dated 15-02-2023.

Counsel for Petitioner :Sri Kambhampati Ramesh Babu

Counsel for the Respondents :Sri K.B.Ramanna Dora

The Court made the following:

ORDER:

I.A.No.1 of 2024 & I.A.No.2 of 2024

In view of the submissions made by the learned counsel for the appellant and in the light of the averments made in the accompanying affidavit, the delay of 298 days in filing the petition to set aside the order of dismissal in FCA No.313 of 2015, dated 07.08.2023, is condoned and consequently I.A.No.2 of 2024 is also allowed and the appeal is restored to file.

List on 13.08.2025 under the caption 'for hearing'.

**Sd/- E KAMESWARA RAO
JOINT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Judge, Family Court-cum-V Additional District and Sessions Judge, Visakhapatnam.
2. One CC to Sri Kambhampati Ramesh Babu, Advocate [OPUC]

3. One CC to Sri K.B.Ramanna Dora, Advocate [OPUC]
4. The Section Officer, V.R. Section, High Court of A.P. at Amaravati.
5. **Two CD Copies**

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HIGH COURT

DATED:23/07/2025

Note: After dispatch of this order, file may be sent to Appeal Section for further posting for hearing on 13.08.2025.

ORDER

IA NOs.1 AND 2 OF 2024 IN FCA NO.313 of 2015



RESTORING THE FCA