

HIGH COURT FOR THE STATE OF TELANGANA : HYDERABAD

MAIN CASE: C.R.P. No. 634 of 2026

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
01.	27.02.2026	<u>CVBR,J</u> Notice before admission. Learned counsel for the petitioners is also permitted to take out personal notice to the respondents through SPAD and file proof of service in the Registry by the next date of hearing. It is submitted by the learned counsel for the petitioners that the petitioners have filed an application <i>vide</i> I.A.No.176 of 2023 in A.S.No.25 of 2018 on the file of IV Additional District Judge at Nizamabad seeking to receive certain documents but the first appellate Court, without adjudicating the said I.A along with the first appeal and without properly appreciating the contentions raised in support thereof, erroneously dismissed the I.A. vide impugned order dated 05.02.2026. The learned counsel relied upon the judgment of the Hon'ble Apex Court in <i>State of Rajasthan v. T.N. Sahani and Ors.</i>¹ wherein it was held that appellate court must decide an application for producing additional evidence (Order 41, Rule 27 CPC) along with the main appeal, rather than rejecting it independently, to ensure substantial justice. The issues raised herein can be examined only after filing counter affidavit by the respondents.	

¹ 2001 (10) SCC 619

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		In view of the above, there shall be <i>interim stay</i> of all further proceedings in A.S.No.25 of 2018 on the file of IV Additional District Judge, at Nizamabad till the next date of hearing. List on 26.03.2026. Bw <u>CVBR,J</u>	