



2024:TSHC:36223
[3384]

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

FRIDAY, THE FIFTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FOUR

: PRESENT:

THE HON'BLE SRI JUSTICE ANIL KUMAR JUKANTI

CIVIL REVISION PETITION NO: 869 OF 2024

Between:

Md. Shakeel Khan, S/o. Mohd Burhan Khan

Petitioner/Respondent No. 5/Defendant No. 2

AND

1. T. Yadagiri, S/o. Narayana, Occ. Driver R/o. H No. 16-1-24/B/2/1, III Floor, Lalita Satyam Complex, Saidabad Colony, Hyderabad -59
2. R. Srisailam, S/o. R. Kistaiah, (Died per Lrs)
3. R. Anasuja, W/o. Late Srisailam, Occ. Housewife, R/o. H No. 4-1-43, Subashnagar Colony, Vikarabad, Vikarabad District. (Ranga Reddy)
4. R. Durga Rani, D/o. Late Srisailam, Occ. Housewife R/o. H No. 4-1-43, Subashnagar Colony, Vikarabad, Vikarabad District. (Ranga Reddy)
5. R. Santhosha, D/o. Late Srisailam, Occ. Housewife R/o. H No. 4-1-43, Subashnagar Colony, Vikarabad, Vikarabad District. (Ranga Reddy)

Respondents/Respondents No. 1 to 4/Plaintiffs

WHEREAS the Petitioner above named through his Advocate Sri Koppula Gopal 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 set aside the docket order dated 15.02.2024 passed in I.A No. 694 of 2005 in OS No. 34 of 2002 on the file of the Court of the Senior Civil Judge, Vikarabad, Vikarabad District;

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri Koppula Gopal 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. T. Yadagiri, S/o. Narayana, Occ. Driver R/o. H No. 16-1-24/B/2/1, III Floor, Lalita Satyam Complex, Saidabad Colony, Hyderabad -59
2. R. Srisailam, S/o. R. Kistaiah, (Died per Lrs)
3. R. Anasuja, W/o. Late Srisailam, Occ. Housewife, R/o. H No. 4-1-43, Subashnagar Colony, Vikarabad, Vikarabad District. (Ranga Reddy)
4. R. Durga Rani, D/o. Late Srisailam, Occ. Housewife R/o. H No. 4-1-43, Subashnagar Colony, Vikarabad, Vikarabad District. (Ranga Reddy)
5. R. Santhosha, D/o. Late Srisailam, Occ. Housewife R/o. H No. 4-1-43, Subashnagar Colony, Vikarabad, Vikarabad District. (Ranga Reddy)

are directed to show cause on or before 22.03.2024 to which date the case stands posted as to why in the circumstances set out in the petition and the memorandum of grounds filed therewith (copy enclosed) this CIVIL REVISION PETITION should not be admitted.



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IA NO: 1 OF 2024

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 to suspend the docket order dated 15.02.2024 passed in I.A No. 694 of 2005 in OS No. 34 of 2002 On the file of the Court of the Senior Civil Judge, Vikarabad, Vikarabad District, pending disposal of CRP No. 869 of 2024, on the file of the High Court.

The Court made the following

ORDER:

Notice before admission.

Learned counsel for the petitioner is permitted to take out personal notice on the respondents by RPAD and file proof of service in the Registry by the next date of hearing.

Heard Shri Koppula Gopal, learned counsel for the petitioner.

This civil revision petition is filed aggrieved by the docket order dated 15.02.2024 passed in I.A.No.694 of 2005 in O.S.No.34 of 2002 on the file of the Senior Civil Judge, Vikarabad District. The said application has been filed to condone the delay of 1010 days in filing the petition to set aside the *ex parte* preliminary decree dated 30.12.2002 in O.S.No.34 of 2002 and the said application was allowed on payment of costs of Rs.500/-.

It is submitted by learned counsel appearing on behalf of the petitioner that neither in the order nor in the affidavit filed in support of the application, reasons have been assigned for the delay of 1010 days, except stating that due to the family disputes, the petitioner had shifted to Hyderabad and is not staying in the village.

Having regard to the facts and circumstances of the case, this Court is of the opinion that interest of justice would be met, if a limited stay of three weeks is granted to the petitioner from today.

Hence, there shall be interim stay for a period of three (3) weeks.

Post on 22.03.2024.

//TRUE COPY//

**SD/-K. SREERAMA MURTHY
ASSISTANT REGISTRAR**


SECTION OFFICER



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To,

1. The Senior Civil Judge, Vikarabad, Vikarabad District
2. T. Yadagiri, S/o. Narayana, Occ. Driver R/o. H No. 16-1-24/B/2/1, III Floor, Lalita Satyam Complex, Saidabad Colony, Hyderabad -59
3. R. Srisailam, S/o. R. Kistaiah, (Died per Lrs)
4. R. Anasuja, W/o. Late Srisailam, Occ. Housewife, R/o. H No. 4-1-43, Subashnagar Colony, Vikarabad, Vikarabad District. (Ranga Reddy)
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6. R. Santhosha, D/o. Late Srisailam, Occ. Housewife R/o. H No. 4-1-43, Subashnagar Colony, Vikarabad, Vikarabad District. (Ranga Reddy)
(Addressees 2 to 6 by RPAD along with a copy of petition and grounds)
7. One CC to Sri Koppula Gopal Advocate [OPUC]
8. One spare copy



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HIGH COURT

JAKJ

DATED:15/03/2024

NOTE: POST ON 22.03.2024

NOTICE BEFORE ADMISSION

CRP.No.869 of 2024

INTERIM STAY

