

HIGH COURT FOR THE STATE OF TELANGANA

MAIN CASE: S.A. No.121 of 2025

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
04.	22.06.2026	<u>RY, J</u> <u>S.A.No.121 of 2025</u> This Second Appeal is preferred aggrieved by the judgment and decree passed by the XXV Additional Chief Judge, City Civil Court, Hyderabad in A.S.No.87 of 2019, dated 30.01.2025 reversing the judgment and decree passed by Additional Judge-cum-VI Senior Civil Judge, City Small Causes Court, Hyderabad in O.S.No.21 of 2002, dated 19.03.2018. The appellant/respondent/plaintiff has filed a suit for specific performance of an oral agreement of sale against the respondents/defendants and the suit has been decreed by the trial Court. Aggrieved by the same, the respondent No.1 herein/defendant No.2 has preferred A.S.No.87 of 2019 before the XXV Additional Chief Judge, City Civil Court, Hyderabad and the said Appeal Suit has been allowed setting aside the judgment and decree passed by the trial Court. In the present Second Appeal, the following substantial questions of law arise for consideration: i) Whether the first appellate Court committed an error in reversing the judgment and	

		decree of the trial Court when the defendants did not enter the witness box to prove their defence and their GPA holder did not prove his authority to represent the defendants by filing a copy of GPA? ii) Whether there was a perverse finding on the part of the first appellate Court with respect to proof of oral agreement of sale in the form of documentary evidence and readiness and willingness on the part of the appellant/plaintiff in depositing the balance sale consideration. iii) Whether there was a perverse finding on the part of the first appellate Court with respect to maintainability of the suit wherein reliefs of specific performance and permanent injunction can be sought simultaneously. ADMIT. Call for records. List this matter on 03.08.2026. <u>IA No.2 of 2025</u> In view of the substantial questions of law to be considered in the main Second Appeal, there shall be suspension of the operation of the judgment and decree in AS No.87 of 2019 dated 30.01.2025 passed by the XXV Additional Chief Judge, City Civil Court at Hyderabad, till the next date of hearing. List on 03.08.2026. RY,J Isn	
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