

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

TUESDAY, THE TWENTY SECOND DAY OF APRIL
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

**THE HON'BLE SRI JUSTICE T.VINOD KUMAR
AND
THE HON'BLE SMT. JUSTICE P.SREE SUDHA**

**IA No. 2 OF 2025
IN
CMA NO: 92 OF 2025**

Between:

1. Mr. Dhoopati Prabhakar, S/o. Late Sri Govind,
2. Smt. Ahalya Singh Thakur, W/o. Prabhakar Dhoopati,

...Petitioners
(Appellants in CMA. No. 92 of 2025
on the file of High Court)

AND

1. Kondu Ram Prasad Rao, S/o. Kondu Rajeshwar Rao, Aged about 52 years,
Occ:Business, R/o. H.No. 8-40/G4, Sairam Nagar, Hydershakote Village, Gandipet
Mandal, R.R District, Hyderabad- 500091
2. Thakur Ajender Singh, S/o. Thakur Rajeendar Singh, Aged about 35 years,
Occ:Business, R/o. H.No 13-4-171/A/1, Sabji Mandi, Near Gangaputra Function Hall,
karwan, Hyderabad - 500068

...Respondents
(Respondents in-do-)

Counsel for the Petitioners : SRI V.V.RAMANA RAO

Counsel for Respondents : SRI T.V. MURLIDHAR (not present)

Petition under Section 151 of CPC, praying that in the circumstances stated in the affidavit filed therein, the High Court may be pleased to stay the Operations of the Orders dated 17-02-2025 passed in I.A. 630/2024 in O.S. No. 808 of 2024 on the file of the of VIII Additional District and Session Judge, R.R District at LB Nagar, pending disposal of CMA No. 92 of 2025, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following. (The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

The main appeal is filed against the order of the trial Court in I.A. No.630 of 2024 in O.S. No.808 of 2024 dated 17.02.2025.

None appears for the respondent.

Heard learned Counsel for the appellant.

The suit is filed for declaration of title and perpetual injunction.

During the pendency of the suit, the interlocutory application is filed for grant of temporary injunction restraining the defendants from interfering with the peaceful possession.

The trial Court considering the oral and documentary evidence and arguments on both sides had allowed the application.

Aggrieved by the order of the trial Court, this appeal is preferred in which it is contended that the document which is compulsorily registerable would not confer any right much less legally enforceable right to the respondent to approach the Court of law on that basis.

It is also contended that the respondent herein while approaching the trial Court by the subject suit, had resorted to suppression of earlier suit filed and the stay order passed in A.S. No.40 of 2023.

Considering the arguments of the learned Counsel for the petitioner/appellant, there shall be interim stay as prayed for till the next date of hearing.

List the matter after Summer Vacation, 2025.

//TRUE COPY//

SD/-MD.ISMAIL
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The VIII Addl. District & Sessions Judge, RR District, L.B. Nagar
2. Kondu Ram Prasad Rao, S/o. Kondu Rajeshwar Rao, Aged about 52 years, Occ:Business, R/o. H.No. 8-40/G4, Sairam Nagar, Hydershakote Village, Gandipet Mandal, R.R District, Hyderabad- 500091
3. Thakur Ajender Singh, S/o. Thakur Rajeendar Singh, Aged about 35 years, Occ:Business, R/o. H.No 13-4-171/A/1, Sabji Mandi, Near Gangaputra Function Hall, karwan, Hyderabad – 500068 (Addressees 2 & 3 BY RPAD)
4. One CC to Sri V.V. Ramana Rao, Advocate (OPUC)
5. Two Spare Copies

HIGH COURT

TVK,J
&
PSS,J

DATE: 22-04-2025

ORDER

I.A. NO. 2 OF 2025
IN
CMA. NO. 92 OF 2025

INTERIM STAY

