

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

FRIDAY, THE TWENTY SIXTH DAY OF APRIL
TWO THOUSAND AND TWENTY FOUR

**:PRESENT:
THE HON'BLE SRI JUSTICE P.SAM KOSHY**

**IA No. 10 OF 2024
IN
CRP NO: 1229 OF 2024**

Between:

1. Polisetti Joje (since died) as per his LR herein
2. Polisetti Dornees, S/o. Joje, R/o. H.No.4-28, Kuntloor Village, Hayathnagar Mandal, R.R.District.
(Petitioner No.2 is permitted as LR of the deceased P-1 as per c.o., dt.26/04/2024 in IA. No. 3/2024)
3. Katta Sundaramma, W/o. K. Innaiah,
4. Kata Nirmala, W/o. K. Balasani,
5. P. Anthonamma (since died) as per her LR s
6. P. Selvaiah, S/o. Late K. Innaiah,
7. P.Lourdu Maraiiah, S/o. Late K. Innaiah,
8. P.Arogya, S/o. Late K. Innaiah,
9. P.Balaswamy, S/o. Late K. Innaiah,
(Petitioner Nos.6 to 9 are permitted as LRS of the deceased Petitioner No.5 as per C.O., dt.26/04/2024 in IA. No.6/2024)
10. P. Kilaramma, (since died) as per her LRs
11. Balaswamy, S/o. Late Ananthaiah,
12. Maarthamma, D/o. Late Ananthaiah, (D/o P. Kilaramma)
(Petitioner Nos. 11 and 12 are permitted as LRS of the deceased Petitioner No.10 as per C.O., dt.26/04/2024 in IA. No.9/2024)

Petitioners
(Petitioners in CRP. No. 1229 of 2024
on the file of High Court)

AND

1. Kata Arogyaiah, S/o. Late Kata Showraiah, R/o. Kammagudam Village, Nadergul, Saroornagar Mandal, R.R.District.
2. Kata Bala Shouraiiah, S/o. Late Kata Showraiah, R/o. Kuntloor, Hayathnagar Mandal, R.R.District.
3. Katta Bhagyamma, W/o. K. Bala Showraiah, R/o.Kuntloor, Hayathnagar Mandal, R.R.District.

4. Katta Chinna Arogyaiah, (since died) No LR's are brought on record
5. Madanolla Moksha Rani, (Since died) No LR's are brought on record
(As per the impugned order passed in IA. No. 34 of 2024 the full cause title were not typed/shown, the above cause titles are shown as per the petitioner in IA. No. 34 of 2024 are shown)
R-4 & 5 are proforma party Respondents no relief claimed against them.

Respondents
(Respondents in-do-)

Counsel for the Petitioners : M/S. G POORNASRI

Counsel for the Respondents :

Petition under Section 151 of CPC, praying that in the circumstances stated in the affidavit filed in the writ petition, the High Court may be pleased to suspend the order passed in I.A.No.34 of 2024 in O.S.No.403 of 2008, Dt. 20.02.2024 on the file of the Court of the V Additional District Judge, Ranga Reddy District at L.B. Nagar, pending disposal of CRP No. 1229 of 2024, 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:

Considering the contents of the petition filed by the respondents under Section 5 of the Indian limitation Act, 1963 while seeking for setting aside of the ex-parte decree, prima facie, this Court is of the view that there does not seem to be a sufficient cause explained for the inordinate delay of more than 2000 days

In view of the same, there shall be stay of effect and operation of the order, dated 20-02-2024, in I.A. No. 34 of 2024 in O.S. No. 403 of 2008 on the file of the V Additional District Judge's Court, Ranga Reddy District at L.B. Nagar, till the next date of hearing.

//TRUE COPY//

SD/- A.V.S.PRASAD
ASSISTANT REGISTRAR


SECTION OFFICER

To,

1. The V Addl. District Judge, Ranga Reddy District, at L.B. Nagar.
2. Kata Arogyaiah, S/o. Late Kata Showraiah, R/o. Kammagudam Village, Nadergul, Saroornagar Mandal, R.R.District.
3. Kata Bala Shouraiiah, S/o. Late Kata Showraiah, R/o. Kuntloor, Hayathnagar Mandal, R.R.District.
4. Katta Bhagyamma, W/o. K. Bala Showraiah, R/o.Kuntloor, Hayathnagar Mandal, R.R.District. (Addressees 2 to 4 BY RPAD)
5. One CC to M/s. G. Poorna Sri, Advocate (OPUC)
6. One Spare Copy

HIGH COURT

PSK,J

DATE: 26-04-2024

ORDER

I.A. NO. 10 OF 2024

IN

CRP. NO. 1229 OF 2024

STAY

