

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

THURSDAY, THE TWENTY SIXTH DAY OF MARCH
TWO THOUSAND AND TWENTY SIX

:PRESENT:

**THE HONOURABLE SRI JUSTICE C.V. BHASKAR REDDY
CIVIL REVISION PETITION NO: 883 OF 2026**

Between:

Shaik Hussain, S/o. Shaik Aleem Saheb

Petitioner/Opponent No.4

AND

1. Kanakadurga Chit Funds Ltd, Represented by B. Bixapathi, S/o Ramachandram, aged about 37 years, Occ Legal Asst, Office at Kamareddy Br. R/o Nizamabad
2. The Dy. Registrar of Chits/Arbitrator, Nizamabad.

Respondents

3. Mohammed Waheed Khan, S/o. Md. Nasar, Occ. Business, Star Function Hall, R/o. H.No.5-13-13/2/1. Vishwanathpet, Nirmal.
4. SD. Faiyazullah Hussain, S/o Riaz, Occ.Police Head Constable 1098, O/o Nirmal.
5. Shaik Khaleeuddin, S/o. Shaik Anwar, Occ. Business (Paddy Mill) R/o.H.No. 4-192, Mamada Village and Mandal, Nirmal District.
6. Nazeer Ahmed, S/o. Raj Mohammed, Occ.Business, R/o.H.No.1-4-162/4, Adarsh Nagar, Nirmal District.
7. MD. Ahmed Mohiuddin, S/o Zainula Uddin, Occ.Business, R/o H.No.1-5-550, Ameer Nagar, Karimnagar.
8. Shaik Aleem, S/o Azam, Occ.Business, R/o H.No.2-2-485, Sahebpet Nirmal.
(Respondents No's.3 to 8 are not necessary parties to this petition)

Respondents/Opponents No's.1 to 3 and 5 to 7

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 award and recovery certificate passed in Dispute No.316 of 2027, on the file of the Deputy Registrar of Chits/Arbitrator, Nizamabad District' dated 06/02/2023.

IA NO: 1 OF 2026

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 stay of all further proceedings in pursuance of the award and recovery certificate passed in Dispute No.316 of 2021, on the file of the Deputy Registrar of Chits/Arbitrator, Nizamabad District, dated 06-02-2023, including the execution proceedings, on the file of the Principal Junior Civil Judge, at Kamareddy, pending disposal of CRP 883 of 2026, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri SRIKRISHNA KUYA, Advocate for the Petitioner and Sri N.AMARNATH, Advocate for the Respondents, the Court made the following.

ORDER:

Learned counsel for the petitioner submitted that the respondent No.2 has passed the impugned award dated 06.02.2023 and issued recovery certificate without any notice to the petitioner and without giving any opportunity of hearing to the petitioner and as such the same is liable to be set aside. The learned counsel relied up on the decision of the Hon'ble Apex Court in Kranthi Associates v. Masood Ahmed Khan (2010 (9) SCC 496) and also the order dated 13.04.2015 passed in Civil Revision Petition No.1386 of 2015 by a Hon'ble Division Bench of this Court.

The issues raised herein can be examined only after filing counter affidavit by the respondents.

The learned counsel for the respondent No.1 seeks time to file counter affidavit.

List on 24.04.2026.

In the meanwhile, there shall be interim stay of all further proceedings in Arb/Dispute No.316 of 2021 on the file of the Deputy Registrar of Chits/Arbitrator, Nizamabad District.

Sd/- P.C.SULEKHA DEVI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. B. Bixapathi, S/o Ramachandram, Occ. Legal Asst, Kanakadurga Chit Funds Ltd, Office at Kamareddy Br. R/o Nizamabad.
2. The Dy. Registrar of Chits/Arbitrator, Nizamabad.
(Addresses 1 & 2 by SPAD)
3. One CC to SRI SRIKRISHNA KUYA, Advocate [OPUC]
4. One CC to SRI N.AMARNATH, Advocate [OPUC]
5. One spare copy

HIGH COURT

CVBR, J

DATED:26.03.2026

LIST ON 24.04.2026

ORDER

CRP.No.883 of 2026

INTERIM STAY

