

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

FRIDAY, THE TWENTY FOURTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

:PRESENT:
THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR
CRP NO: 1279 OF 2026

Between

1. Lingampally Vishnu Vardhan Reddy, S/o. Late Mohan Reddy.
2. Lingampalli Vijay Bhasker Reddy, S/o Late Mohan Reddy.
3. R. Shobamma, W/o. R. Venkat Ram Reddy, D/o Late Mohan Reddy.
4. G. Sumithramma, W/o G. Anjan Reddy, D/o Late Venkat Reddy.
5. K. Shekar Reddy, S/o Late Pulla Reddy.
6. K. Ravinder Reddy, S/o Late Pulla Reddy.
7. Lingampalli Venkat Reddy, S/o Late Papi Reddy.
8. Lingampalli Muralidhar Reddy, S/o Late Papi Reddy.
9. Lingampalli Malla Reddy, S/o Late Papi Reddy.
10. Lingampalli Gopal Reddy, S/o Malla Reddy.
11. Lingampalli Goverdhan Reddy, S/o. Malla Reddy.

.....PETITIONERS/Defendant Nos. 1 to 11

AND

Konda Shanker Reddy, S/o Late K. Satyanarayana Reddy, Age. 55 years, Occ. Business, Rep by his SPA Holder, K. Umakanth Reddy, S/o Satyanarayana Reddy, Age. 65 years, Occ. Business, R/o Plot No. 10, Green Avenues, Nizampet Road, Kukatpally, Hyderabad.

Respondent No.1/Plaintiff

WHEREAS the Petitioners above named through their Advocate Sri. N SHARATH CHANDRA REDDY 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 order and decree dated 31-03-2026 in IA.No.325 of 2025 in O.S.103 of 2023 on the file of the Court of Addl. Junior Civil Judge cum Addl Judicial Magistrate of First Class at Jadcherla.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri. N SHARATH CHANDRA REDDY Advocate for the Petitioners, directed issue of notice to the Respondent herein to show cause as to why this CIVIL REVISION PETITION should not be admitted.

You viz:

K. Umakanth Reddy, S/o Satyanarayana Reddy, Age. 65 years, Occ. Business, R/o Plot No. 10, Green Avenues, Nizampet Road, Kukatpally, Hyderabad.(on behalf of Respondent : Konda Shanker Reddy, being SPA Holder)

are directed to show cause on or before 15.06.2026 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.

I.A. NO: 1 OF 2026

Petition under Section 151 of C.P.C praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay the operation, execution and all further proceedings pursuant to the order dated 31.03.2026 in I.A.No.325 of 2025 in O.S.103 of 2023 on the file of the Court of Addl. Junior Civil Judge at Jadcherla, pending disposal of CRP No 1279 of 2026, on the file of the High Court.

The Court made the following:

ORDER

This CRP is filed aggrieved by the orders dated 31.03.2026 passed in I.A.No.325 of 2025 in O.S.No.103 of 2023 on the file of Additional Junior Civil Judge cum Additional Judicial Magistrate of First Class at Jadcherla.

Notice.

Learned counsel for the petitioners is permitted to take out personal notice on respondent and file proof of service.

Sri.L.Ravichander, learned senior counsel appearing on behalf of learned counsel for the petitioners would submit that earlier the petitioners filed suit i.e., O.S.No.90 of 2020, for partition and separate possession of the agricultural land admeasuring to an extent of Ac.8.00 guntas, in part of Sy.No.66/93, situated at Peddaipalli Village and G.P., Balanagar Mandal, Mahaboobnagar District, Telengana, with a consequential prayer seeking declaration of the sale deed bearing document Nos.1592 of 1986 dated 08.10.1986 and 802 of 1988 dated 31.03.1988. In the said O.S.No.90 of 2020, the petitioners have also filed an

interim application under XXXIX Rules 1 and 2 of CPC, seeking a direction restraining the respondent from changing the nature and character of the suit schedule property. It is further submitted that the O.S.No.90 of 2020 and interim application both are pending on the file of Principal District Judge, Mahaboobnagar District, at Mahaboobnagar.

Learned senior counsel would further submit that the respondent had filed suit for perpetual injunction i.e., O.S.No.103 of 2023 along with I.A.No.325 of 2025 and the Additional Junior Civil Judge at Jadcherla (hereinafter referred as 'the Trial Court') vide order dated 31.03.2026 in I.A.No.325 of 2025 in O.S.No.103 of 2023, has passed following order:-

"In the result, the petition is allowed. The Station House officer, Balangar Police Station, Mahabubnagar District, is hereby directed to provide necessary police protection to the petitioner for the limited purpose of enforcing the interim injunction order dated 31.12.2024 passed by this Court in I.A.No.64 of 2023 in O.S.No.103 of 2023. The protection is to ensure that the respondents/defendants, their men, agents, or any persons claiming through them do not interfere with the lawful possession and enjoyment of the petition schedule property by the petitioner. The police protection granted herein shall be exercised strictly in accordance with the law and shall not infringe upon the personal liberty, life, or property of the respondents/defendants keeping in mind the constitutional mandate under Article 21 of the Constitution of India. It is clarified that the direction herein are subject to any orders passed by the Hon'ble IV Additional District Judge, Mahabubnagar in O.S.No.90 of 2022."

Learned senior counsel would submit that the order dated 31.03.2026 in I.A.No.325 of 2025 in O.S.No.103 of 2023 was passed under Section 151 of Code of Civil Procedure 1908 and would submit that the Trial Court ought to have passed orders in application filed by the petitioners under XXXIX Rules 1 and 2 of CPC in O.S.No.90 of 2020.

Learned senior counsel has drawn attention of this Court to the observation made by the Trial Court at paragraph No.18 of the order dated 31.03.2026, wherein the Trial Court has observed that the record does not contain formal copies of any complaint or affidavits indicating interference of the petitioners or their henchmen on the suit schedule property and learned senior counsel on instructions would further submit that the petitioners are not interfering in the suit schedule property and petitioners are ready to give an undertaking stating that they would not interfere in the suit schedule property and pray this Court to direct the Station House officer, Balangar Police Station, Mahabubnagar District, to follow due process of law in implementing the order dated 31.03.2026 in I.A.No.325 of 2025 in O.S.No.103 of 2023.

Heard and perused the material available on record.

Upon perusal of the record, it is noticed that earlier the Trial Court *vide* order dated 31.12.2024 in I.A.No.64 of 2023 in O.S.No.103 of 2023, had restrained the petitioners and their men, assignees and agents from interfering with the respondent peaceful possession and enjoyment over the suit schedule property till disposal of the suit, subject to outcome of O.S.No.90 of 2022. It is also noticed that the Trial Court at paragraph No.18 of the order dated 31.03.2026 in I.A.No.325 of 2025 in O.S.No.103 of 2023 had observed that no formal copies of any complaint or affidavits indicating interference of the petitioners or their henchmen on the suit schedule property were recorded.

Having considered that above facts and circumstance and recording the submission made by the learned senior counsel appearing for the petitioners, the petitioners shall give an undertaking before the Trial Court that they would not interfere with respondent peaceful possession and enjoyment over the suit schedule property by the next date of hearing and the Trial Court shall thereafter pass appropriate orders. Further the Station House officer, Balangar Police Station, Mahabubnagar District is directed to follow due process of law while implementing the order dated 31.03.2026 passed in I.A.No.325 of 2025 in O.S.No.103 of 2023.

Registry to communicate this order to the Station House officer, Balangar
Police Station, Mahabubnagar District.

List on 15.06.2026.

Sd/- P.CH.NAGABHUSHAMBA
DEPUTY REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Additional Junior Civil Judge cum Additional Judicial Magistrate of First Class at Jadcherla.
2. The Station House officer, Balangar Police Station, Mahabubnagar District.(by SPAD)
3. K. Umakanth Reddy, S/o Satyanarayana Reddy, Age. 65 years, Occ. Business, R/o Plot No. 10, Green Avenues, Nizampet Road, Kukatpally, Hyderabad.(on behalf of Respondent : Konda Shanker Reddy, being SPA Holder) [by SPAD- along with a copy of petition and memorandum of grounds]
4. One CC to Sri. N SHARATH CHANDRA REDDY Advocate [OPUC]
5. One spare copy

HIGH COURT

NVSK, J

DATED: 24-04-2026

LIST ON 15.06.2026.

NOTICE BEFORE ADMISSION

CRP.No.1279 of 2026

DIRECTION

