

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

TUESDAY, THE TWELFTH DAY OF NOVEMBER

TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SMT JUSTICE P.SREE SUDHA

APPEAL SUIT NO: 383 OF 2009

Between:

1. Patlolla Vithal Reddy, S/o. P.Sanga Reddy Agriculture R/o. Potireddypalli Village, Andole Mandal, Medak District.
2. Patlolla Sanga Reddy, S/o. Late P.Manik Reddy Agriculture R/o. Potireddypalli Village, Andole Mandal, Medak District.
3. Patlolla Ashok Reddy, S/o. Late P.Manik Reddy Agriculture R/o. Potireddypalli Village, Andole Mandal, Medak District.
4. Patlolla Ravinder Reddy, S/o. Late P.Manik Reddy Agriculture R/o. Potireddypalli Village, Andole Mandal, Medak District.
5. Patlolla Manemma, W/o. P.Anji Reddy Housewife R/o. Potireddypalli Village, Andole Mandal, Medak District.
6. Patlolla Kista Reddy, S/o. Vittal Reddy Employee R/o. Q.No. A-164, Patancheru Mandal, Medak District.
7. Patlolla Goutham Reddy, S/o. Vittal Reddy Contractor R/o. Pothireddypalli Post, Sureddy Itikyala, Andole (M), Medak District.
8. Patlolla Jithender Reddy, S/o. Vittal Reddy Agriculture R/o. Pothireddypalli Village, Andole Mandal, Medak District.
9. Patlolla Venkat Reddy, S/o. Vittal Reddy Business R/o. Pothireddypalli Village, Andole Mandal, Medak District.

Appellant/Defendants 1 to 5 and 9 to 12

AND

1. Veeranki Sivanarayana, S/o. Sambaiah Employee R/o. H.No. 915/7, North Lalaguda, Railway Quarters, Secunderabad
2. Smt. Veeranki Ramadevi, W/o. V.Sivanarayana Housewife R/o. H.No. 915/7, North Lalaguda, Railway Quarters, Secunderabad
3. Master Veeranki Jyosi Krishna Sai Datta, S/o. V.Sivanarayana R/o. H.No. 915/7, North Lalaguda, Railway Quarters, Secunderabad. (being minor rep. by his father and natural guardian Veeranki Sivanarayana, S/o. Sambaiah Employee R/o. H.No. 915/7, North Lalaguda, Railway Quarters, Secunderabad (Respondent No.1)

Respondents/Plaintiffs

4. Gajjada Rajender Reddy, S/o. Dasarath Reddy Agriculture R/o. Machreddypalli, Koheer Mandal, Medak District.
5. Gundaram Ravinder Kumar, S/o. Lingamaiah Agriculture R/o. H.No. 90/2RT, Prakashnagar, Begumpet, Ranga Reddy District
(R5 dismissed as default vide C.O. dt 13/4/17)

6. The Sub Registrar,, Jogipet, Medak District.

Respondents/Defts. 6-8

Appeal Under Section 96 of CPC against to call for the records in O.S.No. 4 of 2005 on the file of the III Additional District and Sessions Judge (FTC), Medak and set aside the judgment and decree dated 30-04-2009 and allow the appeal with costs.

IA NO: 1 OF 2009

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 the operation of the judgment and decree dated 30-04-2009 in O.S.No. 4 of 2005 on the file of the III Additional District and Sessions Judge (Fast Track Court) at Medak, pending disposal of the Regular First Appeal., Pending disposal of AS 383 of 2009, on the file of the High Court.

The Appeal coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the High Court order dated 24.08.2009, 22-11-2011 & 13.04.2017 made herein and upon hearing the arguments of SRI C PRATAP REDDY AND SRI N VINISH RAJ ADVOCATES FOR THE APPELLANTS AND SRI J CH.Y. NARASIMHA, ADVOCATE FOR THE RESPONDENT and the Court made the following.

ORDER

Learned counsel for the respondents present.

No representation on behalf of the appellants.

Suit for declaration was decreed in favour of plaintiffs on 30.04.2009 against which defendants in the suit filed this appeal in the year 2009 but there is no representation on behalf of learned counsel for the appellants.

In order dated 22.11.2011 interim order was made absolute subject to the condition that appellants deposit the suit costs within a period of eight

weeks but so far they have not deposited and hence stay granted earlier is vacated.

List on 18.11.2024 under the caption "For Dismissal".


SD/-K. AMMAJI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. THE III ADDL. DIST & SESSIONS JUDGE (FAST TRACK COURT) AT MEDAK
2. One CC to SRI. K GOVERDHAN REDDY Advocate [OPUC]
3. One CC to SRI. P RAJASEKHAR Advocate [OPUC]
4. One CC to SRI. SRINIVAS EMANI Advocate [OPUC]
5. One CC to SRI. C R PRATAP REDDY Advocate [OPUC]
6. One spare copy



HIGH COURT

PSSJ

DATED:12/11/2024

LIST ON 18.11.2024 UNDER THE CAPTION "FOR DISMISSAL".

ORDER

AS.No.383 of 2009



VACATED