

**HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
TUESDAY, THE SECOND DAY OF JULY
TWO THOUSAND AND TWENTY FOUR
:PRESENT:
THE HONOURABLE DR. JUSTICE G.RADHA RANI**

**IA No. 2 OF 2024
IN
AS NO: 340 OF 2024**

Between:

Keerthi-Reddy, W/o T.L.Srikanth Reddy aged about 39 years, Occ:: Employee, Plot No.70, H.No.3-3-111/70, Sirimalli Nagar Colony, Attapur, Hyderguda, Hyderabad-500048 presently resident of Unit: 504, 790 HOCKLEY AVENUE, VICTORIA-V9A2V4, CANADA Sri.T.L.Srinath Reddy S/o Late Janardhan Reddy aged about 44 Years, Occ:: Pvt.Employee, resident of Plot No.70, H.No.3-3-111/70, Sirimalli Nagar Colony, Attapur, Hyderguda, Hyderabad-500048

**...Petitioner/Appellant
(Appellant in AS 340 OF 2024
on the file of High Court)**

AND

1. GRR & APPLIED DEVELOPERS, Rep by its Managing Partner Sri.T.Prakash Reddy S/o Sri.T.T.Reddy Aged about 50 years, Occ: Business Plot No.14, Phase-I, Kalyan Nagar, Hyderabad-500038
2. GRR & APPLIED DEVELOPERS, Rep by its Managing Partner Sri.G.RamaKrishna Reddy S/o G.Bhuma Reddy Aged about 49 Years, Occ: Business Plot No.77 Marigold, L&T Serena County, Gachibowli, Hyderabad-500032.
3. Smt.Mandava Jaya Lakshmi Visweswari, W/o M.Seetharama Rao aged 67 Years, Occ: House Wife, Flat No.406, BNR Apartments, Upperapally, Ranga Reddy dist
4. Mandava Seetharama Rao, S/o Late Satya Narayana, Aged about 74 Years, Occ: Retd Employee Flat No.406, BNR Apartments, Upperapally, Ranga Reddy dist.
5. Smt.Mandavalli Padmini Manasa, W/o Venu G.Bandla Aged about 40 Years, Occ:Pvt Employee Flat No.404, Gharonda Mahima Apartments, Beside S.B.I, Padmarao Nagar, Hyderabad
6. Attaluri Venkata Krishna Rao, S/o late Pattabhi Ramaiah Aged about 78 Years, Occ: Retd Employee Flat No.01, Mayuri Deluxe Apartments, Chandramouli Ring Road, Guntur-522007
7. Sri.Tummala Srinivasa Sivananda Prasad, S/o late Subba Rao Aged about 44 Years, Occ: Employee Ph-3, Sujana Aparts, Srinagar, Vijaywada-8.
8. Dukkipati Bhaskar Rao, Aged about Major, Occ:Retd Employee H.No.76-4-33, Aishwarya Apts, Gandhipuram-2, Rajahmundry-533103
9. Smt.Chintamaneni Sowbhagya Vardhani, W/o C.V.S.K.Prasad, Aged about 64 Years, Occ: House Wife TMC Reliance Greens, Jamnagar, Gujarat
10. Sri.Somayajula Koteswara Sarma, S/o late Suryanarayana Aged about 74 Years, Occ:Retd Employee Flat No.402, Sai Prasanna, H.No.1-9-314/4, Vidya Nagar, Hyderabad.

11. Sri.Balusu Rama Satya Narayana Vara Prasad Rao, S/o late Krishnaiah Aged about 76 Years, Occ: Retd Employee Kamavarapukota, West Godavari dist.
12. Smt.Yalamanchili Leela, W/o Y.Satyanarayana Aged about 72 Years, Occ: House Wife H.No.8-3-227/F-106, Sri Krishna Sai Apts, Yousufguda, Hyderabad-45
13. Smt.Karuturi Bharathi, W/o K.Narasimha Murthy Aged about 67 Years, Occ:Retd Employee H.No.15-9, Kodandarama Nagar Colony, Near Dilsukh Nagar Hyderabad-60
14. Sri.Chandra Satyanarayana, S/o Late Punnaiah Aged about 61 Years, Occ:Retd Employee Flat No.6, ~~Doha~~ Residency, H.No.11-9-38/A, Burhanpuram, Khammam -507002.
15. Smt. Yalamanchili Lakshmi Rajyams, W/ o Y.Subbaiah Aged about Major, Occ:House Wife MIG-B/54, AS Rao Nagar, Hyderabad-62
16. Smt.Kosaraju Saraswathi, W/o Late K.Venkateswara Rao Aged about 82 Years, Occ:House hold P-3, Sandilya Towers, Machavaram, Vijaywada-4
17. Sri.Aravapalli Bose, S/o Late Krishna Rao Aged about 66 Years, Occ:Agriculture NTR Nagar, Srinagar Colony, Gannavaram Krishna dist-521101
18. Smt.Aravapalli Sravanthi, W/o A.Ranadhir Aged about 38 Years, Occ:House Wife Flat No.303, Classic, Enclave, H.No.6-3-667/ 17, Yashoda Hospital Road, Panjagutta, Hyderabad-82
19. Sri.Tummala Krishna Prakash Madhusudhana Rao, Aged about 60 Years, Occ:Retd Employee G-62, Madhuranagar, Hyderabad-38
20. Smt.N.V.Jyotsna, D/o T.G.Rao --Aged about 48 Years, Occ:House Wife G-62, Madhura Nagar, Hyderabad-38,
21. Smt.Aravapalli Vijay Lakshmi, W/o A.Bose 'Aged about 62 Years, Occ:House Wife NTR Nagar, Srinagar Colony, Gannavaram Krishna Dist-521101
22. Smt.Malempati Prameela Kumari, W/o M.Narasimha Rao Aged about 63 Years, Occ:House Wife, Flat No.507, H.No.12-6-2/230, Venkata Pushpa Towers, T.V. R. Nagar, Kukatpally, Hyderabad-72
23. Sri.Kodali Raja Veeraiah, S/o Late Anjaiah /Aged about 80 Years, Occ:Retd Employee Plot No.541, Road No.26, Jubilee Hills, Hyderabad
24. Sri.Dondapati Sashi Deep, S/oSambasiva Rao Aged about 38 Years, Occ:Employee NTR Nagar, Srinagar Colony, Gannavaram Krishna Dist-521101
25. Smt.Dondapati Tulasi, W/o Sashi Deep Aged about 34 Years, Occ:Employee NTR Nagar, Srinagar Colony, Gannavaram Krishna Dist-521101
26. Sri.Koneru Vasudeva Rao, S/o Late Raghuramiah Aged about 52 Years, Occ:Employee H.No.8-3-227/F-106, Sri Krishna Sai Apts, Yousufguda, Hyderabad-45
27. Sri.Anumolu Venu Babau, S/o Ramanujaiah Aged about 50 Years, Occ:Business Chintapadu Tiruvuru Mandal, Krishna Dist
28. Sri.Movva Srinivas Rao, S/o Prasada Rao 'Aged about 46 Years, Occ:Employee H.No.1-1-336/13, Vivek Nagar, Chikkadapally Hyderabad-20. ,
29. Tatineni Srinivasa Babu, S/o T.Srihari Rao Aged about 47 Years, Occ:Employee H.No.32-5-11, Prajasakthi Nagar, Vijawada-10,
30. Sri.Paladugu Pullayya Chowdary, S/o P.Satyanarayana Aged about 47 Years, Occ:Employee Gogunta, Pedapadu Mandal, West Godavari dist
31. Smt.Gottipati Kalpana, W/o Yalamanchili Phani Bhusan Aged about 41 Years, Occ:Employee H.No.8-3-227/F-106, Sri Krishna Sai Apts, Yousufguda, Hyderabad-45

32. Smt. Marupudi Padmaja, W/o Marupudi Sujeev aged about 48 Years, Occ: Employee H.No.7-1-14/ 1, Bodepudi Chowk, Dwaraka Nagar, Khammam -507002
33. Smt. Vindhya Rani, W/o Late Kolli Bose Babu, Aged about 66 Years, Occ: House hold H.No.7-1-14/ 1, Bodepudi Chowk, Dwaraka Nagar, Khammam -507002
34. Sri. Kamma Sridhar, S/o Late Ramachandra Rao Aged about 44 Years, Occ: Retd Employer H.No.11-7, Katta Subba rao Thota, Elurti-534006 ✓
35. Sri. Kantamaneni Kanaka Durga Prasad, S/o. Late K. Lakshminarayana Chowdary Aged about 71 Years, Occ: Retd Employee 12-B-AWHO, Sector-B, sikh Village, Secundrabad. ✓

(The Respondent No.3 to 35 are not necessary parties to this petition)

...Respondents/Respondents

Counsel for the Petitioner : SRI VSRMV PRASAD SANAKA

Counsel for the Respondents :

Petition under Section 151 CPC praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to grant Ad-Interim Injunction restraining the respondents/ Respondents not to create / alienate to the third parties in respect of suit schedule property, Pending disposal of AS No. 340 of 2024, on the file of the High Court.

The court while directing issue of notice to the Respondent Nos.1 and 2, directed to show cause on the date the case stands posted 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:

This application is filed by the petitioner – appellant to grant ad interim injunction restraining the respondents not to create / alienate to third parties in respect of suit schedule property.

Heard the learned counsel for the petitioner – appellant.

Learned counsel for the petitioner submitted that the appellant was the plaintiff. The plaintiff filed the suit for specific performance of agreement of sale dated 12.09.2018 with respondents 1 and 2 for purchasing open plot bearing No.29 admeasuring 266 square yards at Mokila Village and Gram Panchayat, Shankarpally Mandal, Rangareddy District. Out of total sale consideration of Rs.38.00 lakhs, the plaintiff paid Rs.20.00 lakhs. At the time of entering into the agreement of sale, the suit schedule property was mortgaged with HMDA and

the same was suppressed by respondents 1 and 2. On knowing the said fact, the petitioner – appellant and her husband insisted for release of plot from mortgage from HMDA and on their exercising pressure, the respondents took steps for release of mortgage and finally in the year 2020 got released the mortgage.

Learned counsel for the petitioner further submitted that the petitioner – plaintiff was having an ad interim injunction in her favor not to create any third party interest during the pendency of the suit, which was extended till the disposal of the suit. The appellant – plaintiff was ready and willing to perform her part of her obligation, but the trial court granted only the alternate relief of refund of advance amount. She was having good grounds to succeed in the appeal. The respondents 1 and 2 remained ex-parte even before the trial court and prayed to grant ad interim injunction restraining the respondents not to create any third party interest in respect of the suit schedule property pending disposal of the appeal.

Considering the submissions of the learned counsel for the petitioner – appellant and that an ad interim injunction was there in her favor till the disposal of the suit not to create any third party interest, it is considered fit to grant ad interim injunction till 07.08.2024.

Issue notice to the respondents 1 and 2.

Learned counsel for the petitioner – appellant is permitted to take out personal notice on the respondents 1 and 2 through RPAD and file proof of service of notice.

Post this matter on 07.08.2024.

SD/-P.CH.NAGABHUSHAMBA
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Senior Civil Judge, RangaReddy District, At Chevella.
2. Sri.T.Prakash Reddy S/o Sri.T.T.Reddy, Managing Partner, GRR & APPLIED DEVELOPERS, Aged about 50 years, Occ: Business Plot No.14, Phase-I, Kalyan Nagar, Hyderabad-500038

3. Sri.G.RamaKrishna Reddy S/o G.Bhuma Reddy, Managing Partner, GRR & APPLIED DEVELOPERS, Aged about 49 Years, Occ: Business Plot No.77 Marigold, L&T Serena County, Gachibowli, Hyderabad-500032.(Addresses 2 and 3 By RPAD)
4. One CC to SRI. VSRMV PRASAD SANAKA, Advocate [OPUC]
5. One spare copy

HIGH COURT

Dr.GRR, J

DATED:02/07/2024

**NOTE: POST THIS MATTER
ON 07.08.2024.**

ORDER

**IA No. 2 OF 2024
IN
AS NO: 340 OF 2024**

INTERIM INJUNCTION

