

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

MONDAY, THE EIGHTH DAY OF JULY
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE DR. JUSTICE G.RADHA RANI

IA No. 1 OF 2024

IN

AS NO: 342 OF 2024

Between:

Dr. Dasya, s/o Kapura

...Petitioner/Appellant

(Petitioner in AS 342 OF 2024

on the file of High Court)

AND

Cherupally Ramachandram, s/o Venkata Narsaiah, occ. Business,

R/o.H.No. 9-41, Chyityal village and Mandal, Nalgonda District.

...Respondents

(Respondents in-do-)

Counsel for the Petitioner : SRI N HARI PRASAD

Counsel for the Respondent : SRI K. RAJASHEKAR

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 grant stay of all further proceeding including the execution of the decree passed in O.S.No. 972 of 2012 dt. 28-3-2024 on the file of the IV Addl. District and Sessions Judge, R.R.District at L.B.Nagar, pending disposal of AS No. 342 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 order.(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-defendant to grant stay of all further proceedings including execution of the decree dated 28.03.2024 passed in O.S No.972 of 2012 by the IV Additional District & Sessions Judge, R.R. District at L.B.Nagar.

Learned counsel for the caveator reported that he filed his counter today before the Registry.

Heard the learned counsel for the petitioner and the respondent.

Considering that the suit was filed for specific performance of agreement of sale dated 03.08.2012 and the suit was decreed in favour of the plaintiff and if the decree was executed, nothing survives for adjudication in this appeal and the merits in the contentions of the learned counsel for the respondent can be decided while hearing the main appeal, it is considered fit to grant stay as prayed for.

Accordingly, there shall be interim stay of all further proceedings including execution of the decree dated 28.03.2024 passed in O.S No.972 of 2012 by the IV Additional District & Sessions Judge, R.R. District at L.B.Nagar, until 14.08.2024.

//TRUE COPY//

**SD/-MOHD. ISMAIL
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

1. The IV Addl. District and Sessions Judge, R.R.District at L.B.Nagar
2. Cherupally Ramachandram, S/o Venkata Narsaiah, occ. Business,
R/o.H.No. 9-41, Chyityal village and Mandal, Nalgonda District.(By RPAD)
3. One CC to SRI N HARI PRASAD Advocate [OPUC]
4. One CC to SRI K. RAJASHEKAR Advocate [OPUC]
5. One spare copy

HIGH COURT

DR.GRR,J

DATED:08/07/2024

ORDER

**IA NO.1 OF 2024
IN
AS.No.342 of 2024**

INTERIM STAY

