

HIGH COURT FOR THE STATE OF TELANGANA

MAIN CASE: S.A.No.332 of 2024

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
02.	10.10.2025	<u>RY, J</u> <u>I.A.No.1 of 2024</u> This application is filed to condone the delay of 1316 days in preferring the appeal. The said delay occurred as the appellant had no knowledge about the result of the appeal until filing of the petition under Order XIII Rule 9 of CPC, seeking return of documents. Only when the said petition was filed, the appellant learned about the passing of the decree in the appeal reversing the Judgment of the Trial Court. Therefore, the second appeal is preferred with the delay of 1316 days. Notice was served on the respondents way long back in September 2024. But, none appeared. In the circumstances stated above, the I.A. is allowed condoning the delay of 1316 days in filing the present appeal. <u>I.A.No.2 of 2024</u> This application is filed seeking to grant suspension of operation of judgment and decree dated 22.12.2020 in A.S.No.70 of 2015 on the file of the learned IV Additional District & Sessions Judge, Ranga Reddy District at L.B. Nagar. Heard learned counsel for the petitioners/appellants.	

In the circumstances stated in the accompanying affidavit, there shall be suspension of operation of decree dated 22.12.2020 in A.S.No.70 of 2015 till 07.11.2025.

S.A.No.332 of 2024

Heard learned counsel for the appellants.

The following substantial questions of law arises for consideration of the present second appeal.

- 1) Whether the Judgment of the First Appellate Court is perverse on account of decreeing the suit for partition by setting aside the Judgment and decree of the Trial Court when there is admission by the plaintiff witnesses about the alienation and prior partition of the suit schedule property?*
- 2) Whether the Judgment and decree are perverse when the appeal is allowed though the plaintiffs failed to establish joint possession and enjoyment of the property by the plaintiffs and defendant Nos.1 to 3?*

Admit.

Call for the records.

List on 07.11.2025.

RY,J
ggd