HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY, THE TWENTY SECOND DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE NAMAVARAPU RAJESHWAR RAO
I.A.No. 1 OF 2025
IN
CCCA NO: 78 OF 2022

Between

Smt. Urusa Zain, W/o Late Prof. Shaik Zameeruddin.

...PETITIONER/Respondent No. 6
(Appellant in CCCA NO: 78 OF 2022
on the file of High Court)

AND

1. Yasmeen Fatima (died) per L.Rs.
2. Syed Murtuza Ali, S/o Late.Syed Raza Ahmed Aged about 65 years, Occ.Nil
3. Azra Fatima, W/o Mohammed Hyder Abbas Aged about 41 years, Occ.Household
4. Tehseen Fatima, W/o Faraz Ali Mirza, D/o Syed Murtuza Ali, Aged about 32 years, Occ.Household
5. Syed Mujahtaba Ahmed, S/o Syed Murtuza Ali Aged about 31 years, Occ.Employee

(Respondents 2 to 5 are all R/o H.No.8-2-406/B/1 and H.No.8-2-406/B/1/1, Road No.6, Banjara hills, Hyderabad)

6. Prof. Shaik Zameeruddin, (since deceased)

7. Parveen Fatima, D/o Mir Dawood Ali Khan, Aged .Major, Occ.Not known, R/o H.No.7-1-32/3/1, Leela Nagar Park Road, Begumpet, Hyderabad-500 016.

8. Mir Mazher Ali Khan, S/o Mir Dawood Ali Khan, Aged. Major, Occ.Not known, R/o H.No.8-2-406/B/1, Road No.6, Banjarahills, Hyderabad

9. Nasreen Fatima, D/o Mir Dawood All Khan, Aged. Major, Occ.Not known, R/o H.No.8-2-406/B/1, Road No.6, Banjarahills, Hyderabad

10. Shaheen Fatima, D/o Mir Dawood Ali Khan, Aged. Major, Occ.Not known, R/o H.No.8-2-406/B/1, Road No.6, Banjara Hills, Hyderabad.

(Respondents 7 to 10 are not necessary parties to this petition)

...RESPONDENTS/Respondents 1 to 5
(Respondents in-do-)

Counsel for the Petitioner: SRI MUDDU VIJAI
Counsel for the Respondent Nos. 1 to 6: SRI SUNIL B GANU

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 permit the Petitioner to take refund of the amount of Rs 10 lakhs (Rupees Ten Lakhs only) deposited by her late husband (Respondent No 1/Plaintiff) before the Trail Court in compliance of the impugned judgment and decree, pending disposal of CCCA No 78 of 2022, on the file of the High Court.

The Court made the following

ORDER

This application is filed to permit the petitioner to take refund of the amount of Rs.10,00,000/- (Rs. Ten lakhs only) deposited by her late husband (respondent No.1/plaintiff) before the trial Court in compliance of the judgment and decree.

Learned counsel for the petitioner submits that the petitioner is a widow of the original respondent No.1 and she is facing financial problems. Accordingly, prayed to allow the application.

Learned counsel for respondent Nos.2 to 5 did not object for allowing the said application.

In view of the above submissions made by the learned counsel for respective parties, the trial court is directed to return the amount of Rs.10,00,000/- (Rs. Ten lakhs only) to the petitioner, which was deposited by her late husband.

Accordingly, this application is ordered.

Sd/- **M.OSMAN ALI BAIG**
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The XXV Additional Chief Judge, City Civil Court, at Hyderabad.
2. Syed Murtuza Ali, S/o Late.Syed Raza Ahmed Aged about 65 years, Occ.Nil, R/o H.No.8-2-406/B/1 and H.No.8-2-406/B/1/1, Road No.6, Banjara hills, Hyderabad
3. Azra Fatima, W/o Mohammed Hyder Abbas Aged about 41 years, Occ.Household, R/o H.No.8-2-406/B/1 and H.No.8-2-406/B/1/1, Road No.6, Banjara hills, Hyderabad

4. Tehseen Fatima, W/o Faraz Ali Mirza, D/o Syed Murtuza Ali, Aged about 32 years, Occ.Household, R/o H.No.8-2-406/B/1 and H.No.8-2-406/B/1/1, Road No.6, Banjara hills, Hyderabad

5. Syed Mujahtaba Ahmed, S/o Syed Murtuza Ali Aged about 31 years, Occ.Employee, R/o H.No.8-2-406/B/1 and H.No.8-2-406/B/1/1, Road No.6, Banjara hills, Hyderabad

6. One CC to Sri. MUDDU VIJAI Advocate [OPUC]

7. One spare copy

HIGH COURT

RRN, J

DATED: 22-04-2026

ORDER

I.A.No. 1 OF 2025
IN
CCCA NO: 78 OF 2022

DIRECTION