

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

FRIDAY, THE TWENTIETH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

**THE HONOURABLE SRI JUSTICE SUJOY PAUL
CIVIL REVISION PETITION NO: 2912 OF 2024**

Between:

1. Smt Deepkamal Kaur, D/o. late Gurucharan Singh, Aged about 61 years, Occ: Household, R/o. BH.No. BHEL Township, Opp Keerthimahall Hotel, Ramchandrapuram, Sanga Reddy District
2. Smt. Neelkamal Kaur, D/o. Late Gurucharan Singh, W/o. Harideep Singh, Aged about 58 years, Occ: Household, R/o.H.NO. 3-3-326, Wahe Guru Niwas, Kankaiah Compound, Nanded District, Maharashtra State.
3. Amarjeet Singh, S/o. late Gurucharan Singh, Aged about 56 years, Occ: Business, R/o.H.No. 2-6-82, Sikh Village, Secunderabad.
4. Sangeeta Kaur, D/o. late Gurucharan Singh, W/o.Indrajeet Singh, Aged about 52 years, Occ: Household, R/o. H.No. 3-3-159, Road No.13, New Tahsil Chikalwadi, Nanded District.

Petitioners/Petitioners

AND

1. Daljeet Singh, S/o. late Gurucharan Singh, Aged about 53 years, Occ: Business, R/o. Flat No. 17, 6/R2-026/SCB, Sanjiva Cooperative Housing Board Society, Near Diamond Point, Sikh Village, Secunderabad - 500 009.
2. K. Manish, S/o. K. Narsaiah, Aged about 27 years, Occ: Private Employee, R/o. LIG 159/4, Phase No4, KPHB Colony, JNTU, Kukatpally, Hyderabad.

Respondents/ Respondents

3. Mohd Khadeer, Occ: Tenant,R/o. Shop Name K.N.B.R, Plot No. 17, SCB No. 6 - R2 - 026, Situated at Sanjiva Co-operative Housing Board Society, Near Diamond Point, Thokatta Village, Bowenpally, Secunderabad - 500 009
4. Mohd. Anwar (Mansoor), Occ: Tenant,R/o. Shop Name Mohd. Anwar Tyre Works, Plot No. 17, SCB No. 6 - R2 - 026, Situated at Sanjiva Co-operative Housing Board Society, Near Diamond Point, Thokatta Village, Bowenpally, Secunderabad - 500 009.
5. Rahman Khan, Occ: Tenant,R/o. Shop Name National Sofa Works, Plot No. 17, SCB No. 6 - R2 - 026, Situated at Sanjiva Co-operative Housing Board Society, Near Diamond Point, Thokatta Village, Bowenpally, Secunderabad - 500 009
6. M.B Thapa, Occ: Tenant, R/o. Plot No. 17, SCB No. 6 - R2 - 026, Situated at Sanjiva Co-operative Housing Board Society, Near Diamond Point, Thokatta Village, Bowenpally, Secunderabad - 500 009.

**Proposed Respondents/
Defendants No. 3 to 6**

WHEREAS the Petitioners above named through their Advocate M/s SURESH SHIV SAGAR presented this Petition under Article 227 of the Constitution of India, praying that in the circumstances stated in the grounds filed herein, the High Court may be pleased to allow the present CRP by setting aside the orders passed by the trial court I.A. No. 1075 of 2023 in OS No. 16 of 2020 on the file of the XII Addl. Chief Judge, City Civil Court, at Secunderabad;

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of M/s SURESH SHIV SAGAR Advocate for the Petitioners, directed issue of notice to the Respondents herein to show cause as to why this CIVIL REVISION PETITION should not be admitted.

You viz:

1. Daljeet Singh, S/o. late Gurucharan Singh, Aged about 53 years, Occ: Business, R/o. Flat No. 17, 6/R2-026/SCB, Sanjiva Cooperative Housing Board Society, Near Diamond Point, Sikh Village, Secunderabad - 500 009.
2. K. Manish, S/o. K. Narsaiah, Aged about 27 years, Occ: Private Employee, R/o. LIG 159/4, Phase No4, KPHB Colony, JNTU, Kukatpally, Hyderabad.
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are directed to show cause on or before 24.10.2024 to which date the case stands posted as to why in the circumstances set out in the petition and the memorandum of grounds filed therewith (copy enclosed) this CIVIL REVISION PETITION should not be admitted.

IA NO: 1 OF 2024

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 entire proceedings of the suit bearing O.S. No. 16 of 2020 pending before the XII Addl. Chief Judge, City Civil Court, Secunderabad, pending disposal of CRP No. 2912 of 2024, on the file of the High Court.

The Court made the following:
ORDER:

Sri Suresh Shiv Sagar, learned counsel for the petitioners.

Issue notice to the respondents by making it returnable in the week commencing 21.10.2024

List on 24.10.2024

Learned counsel for the petitioner is also heard on I.A. no.01 of 2024.

Learned counsel for the petitioners submits that a conjoint reading of prayer clause of the plaint as well as the application filed by the petitioners under order 1 rule 10 of the code of civil procedure, 1908 shows that the proposed respondents were necessary parties and the trial court without considering the aforesaid aspect in proper perspective rejected the application.

Considering the aforesaid and subject to hearing the other side till the next date of hearing all further proceedings of O.S. no.16 of 2020 on the file of the XII additional chief judge, city civil court, Secunderabad, shall remain stayed.

SD/-P. PADMANABHA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The XII Addl. Chief Judge, City Civil Court, Secunderabad
2. Daljeet Singh, S/o. late Gurucharan Singh, Aged about 53 years, Occ: Business, R/o. Flat No. 17, 6/R2-026/SCB, Sanjiva Cooperative Housing Board Society, Near Diamond Point, Sikh Village, Secunderabad - 500 009.
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(Addresses 2 to 7 by RPAD- along with a copy of petition and memorandum of grounds)

8. One CC to M/s SURESH SHIV SAGAR, Advocate [OPUC]
9. One spare copy

HIGH COURT

SP, J

DATED:20/09/2024

NOTE: LIST ON 24.10.2024.

NOTICE BEFORE ADMISSION

ORDER

CRP.No.2912 of 2024

INTERIM DIRECTION

