

HIGH COURT FOR THE STATE OF TELANGANA

MAIN CASE No: C.A. No.15 of 2024

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
01.	26.09.2024	<u>CJ & JSR, J</u> Mr. G. Allabakash, learned counsel appears for the appellants. Heard on the question of admission. Issue notice to the respondents. Mr. Baglekar Akash Kumar, learned counsel accepts notice on behalf of the respondents. This appeal under Section 19 of the Contempt of Courts Act, 1971, has been filed against order dated 20.09.2024 passed by the learned Single Judge, in Contempt Case No.1369 of 2024 by which the appellants who are the tenants have been held guilty for non-compliance of the order dated 04.12.2023 passed by the learned I-Additional Junior Civil Judge, Miryalguda, in I.A.No.251 of 2023 in O.S.No.152 of 2023.	Transferred to i.o. folder before corrections, if any.

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		By the aforesaid order dated 04.12.2023, the appellants have been directed to deposit a sum of Rs.9,06,000/- within a period of fourteen (14) days and also an amount of Rs.42,000/- in the Court for January, 2024, on or before 10th day of that month and thereafter, continue to deposit a sum of Rs.47,000/- on or before 10th day of every month from February, 2024, till disposal of the suit. Learned counsel for the appellants submits that there is a dispute with regard to the arrears of rent payable to the respondents and there is no wilful disobedience to the directions issued by the learned I-Additional Junior Civil Judge, Miryalguda, in I.A.No.251 of 2023 in O.S.No.152 of 2023. It is further submitted that in case the appellants do not deposit the amount of rent, their defence would be, eviction proceedings can be struck out, but, they cannot be held guilty for commission of contempt. In view of aforesaid submissions and in the peculiar facts of the case, it is directed that in case the appellants deposit a sum of	

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		Rs.5,00,000/- (Rupees Five Lakh only) on or before 15.10.2024 and continue to deposit the monthly rent in the Court, the operation of the impugned order insofar as it imposes sentence on the appellants shall remain stayed. However, this order shall not preclude the trial Court from dealing with the prayer for striking out the defence of the appellants for non-payment of rent. _____ CJ(AAJ) _____ JSR, J Note: issue Certified Copy today. <i>kvni</i>	