

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

FRIDAY, THE TWENTY NINTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HON'BLE SMT JUSTICE JUVVADI SRIDEVI

IA No. 1 OF 2025

IN

CRP NO: 3102 OF 2025

Between:

1. Thukkani Shekar Reddy, S/o. Jagan Mohan Reddy
2. Thukkani Saritha, W/o. Thukkani Shekar Reddy

...Petitioners

AND

Yelka Vijaya, W/o. Sai Prasad Reddy, R/o. H.No. 1-6-102/3/12, Vidyanagar, Behind
L.I.C. office, Suryapet Town and District

...Respondent

Counsel for the Petitioners : Sri D Y L N Charyulu

Counsel for the Respondent :

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 auction of the petition schedule property in pursuance of the public notice dated 05/08/2025 issued consequential proclamation of sale in E.P.No.6/2021 in O.S.No. 13/2013 dated 16-12-2013 on the file of Senior Civil Judge, Suryapet, pending disposal of CRP No. 3102 of 2025, on the file of the High Court.

The Court made the following

ORDER

This Interlocutory Application is filed seeking stay of auction of the subject property pursuant to the public notice dated 05.08.2025, issued in furtherance of the proclamation of sale in E.P.No.6 of 2021 in O.S.No.13 of 2013 dated 16.12.2013 on the file of the learned Senior Civil Judge, Suryapet.

Heard Sri D.Y.N.L.N.Charyulu, learned counsel for the petitioners, and perused the record.

The learned counsel for the petitioners contended that the signatures of the petitioners on the subject promissory note were forged. To substantiate this

contention, the petitioners had filed an application under Section 45 of the Indian Evidence Act, vide I.A.No.249 of 2018, seeking to send Exs.A1 and A2 for handwriting expert opinion; however, the said application was dismissed by the learned trial Court vide order dated 16.12.2013. It is contended that the proclamation of sale is based on inferior decree. Therefore, the learned counsel for the petitioners sought stay of auction of the subject property pursuant to the public notice dated 05.08.2025 issued in furtherance of the proclamation of sale in E.P.No.6 of 2021 in O.S. No.13 of 2013 on the file of the learned Senior Civil Judge, Suryapet.

Having regard to the facts and circumstances of the case, and upon consideration of the submissions made by the learned counsel for the petitioners, this Court is of the considered view that the matter requires detailed examination.

In the said circumstances, there shall be an interim stay of auction of the subject property pursuant to the public notice dated 05.08.2025 issued in furtherance of the proclamation of sale in E.P.No.6 of 2021 in O.S.No.13 of 2013 on the file of the learned Senior Civil Judge, Suryapet, until 26.09.2025.

//TRUE COPY//

SD/- MOMINA MEHAR
ASSISTANT REGISTRAR


SECTION OFFICER

To,

1. The Senior Civil Judge, Suryapet.
2. Yelka Vijaya, W/o. Sai Prasad Reddy, R/o. H.No. 1-6-102/3/12, Vidyanagar, Behind L.I.C. office, Suryapet Town and District (By RPAD)
3. One CC to Sri. D Y L N Charyulu, Advocate [OPUC]
4. One spare copy

SP

HIGH COURT

JS,J

DATED:29/08/2025

ORDER

I.A.No.1 OF 2025
IN
CRP.No.3102 of 2025

INTERIM STAY

