

**THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

MONDAY, THE FIFTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE MRS JUSTICE SUREPALLI NANDA
CIVIL REVISION PETITION NO: 3253 OF 2025

Between:

1. Bommisetty Tulasi Venkata Naga Raja Kumari, W/o. N. Chaitanya
2. N. Dhruva, S/o. N. Chaitanya, Age 12 years, Occ. Student R/o Villa No. 96, Symphony Park Homes, Road No. 8, Beeramguda, Patancheru, Sangareddy District- 502319.
3. N. Tattva, D/o N. Chaitanya, Age 10 years, Occ. Student R/o Villa No. 96, Symphony Park Homes, Road No. 8, Beeramguda, Patancheru, Sangareddy District- 502319.

Petitioners/Plaintiffs

AND

1. N. Chaitanya, S/o N. Jagan Mohan Rao, R/o Villa No. 96, Symphony Park Homes, Road No. 8, Beeramguda, Patancheru, Sangareddy District - 502319.
2. N. Jagan Mohan Rao, R/o Villa No.96, Symphony Park Homes, Road No. 8, Beeramguda, Patancheru, Sangareddy District- 502319.
3. N. Pushpa, W/o N. Jagan Mohan Rao, R/o Villa No.96, Symphony Park Homes, Road No. 8, Beeramguda, Patancheru, Sangareddy District- 502319.
4. N. Saranya, S/o N. Jagan Mohan Rao, R/o Villa No.96, Symphony Park Homes, Road No. 8, Beeramguda, Patancheru, Sangareddy District- 502319.
5. N. Soujanya, W/o. Y. Hareesh Babu, R/o Villa No. 96, Symphony Park Homes, Road No. 8, Beeramguda, Patancheru, Sangareddy District- 502319.

Respondents/Defendants

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 present this Memorandum of Civil Revision Petition to this Honourable Court against orders Dt. 03-07-2025 passed in IA No.546/2023 in O.S No.250/2022 by the II Additional District and sessions Judge, Sangareddy District;

IA NO: 1 OF 2025

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 suspend the operation of the order of the II additional District and sessions Judge, Sangareddy District orders Dt.03-07-2025 passed in IA No.546/2023 in O.S No. 250/2022, pending disposal of CRP 3253 of 2025, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court dated 10.09.2025 made herein and upon hearing the arguments of Sri KULDEEP JADHAV, Advocate for the Petitioner and the Court made the following.

ORDER:

Heard Sri Kuldeep Jadhav, learned counsel appearing on behalf of the petitioners, who submits that the specific directions issued vide order dated 10.09.2025 in the present C.R.P.No.3253 of 2025, they had been duly complied with and a Memo to that effect had also been filed into the Registry.

The Apex Court in the Judgment dated 28.07.2022 in "AKELLA LALITHA v. KONDA HANUMANTHA RAO & ANOTHER" reported in 2022 LawSuit (SC) 877, in particular at paras 16 and 17 observed as under:

[16] In the case of Messrs. Trojan & Co. Ltd Vs. Rm.N.N. Nagappa Chettiar, 1953 AIR(SC) 235, this Court considered the issue as to whether relief not asked for by a party could be granted and that too without having proper pleadings. The Court held as under:-

"It is well settled that the decision of a case cannot be based on grounds outside the pleadings of the parties and it is the case pleaded that has to be found. Without an amendment of the plaint, the Court was not entitled to grant the relief not asked for and no prayer was ever made to amend the plaint so as to incorporate in it an alternative case."

[17] In the case of Bharat Amratlal Kothari & Anr. Vs. Dosukhan Samadkhan Sindhi & Ors., 2010 AIR (SC) 475 held:

"Though the Court has very wide discretion in granting relief, the Court, however, cannot, ignoring and keeping aside the norms and principles governing grant of relief, grant a relief not even prayed for by the petitioner."

Taking into consideration the observations of the Apex Court in the Judgment referred to and extracted above, and the prayer as indicated in I.A.No.546 of 2023 in O.S.No.250 of 2022 on the

file of II Additional District and Sessions Judge, Sangareddy, and also the contents of the order impugned dated 03.07.2025 passed in I.A.No.546 of 2023 in O.S.No.250 of 2022, there shall be stay of all further proceedings in pursuance of the Judgment dated 03.07.2025 passed in I.A.No.546 of 2023 in O.S.No.250 of 2022 on the file of II Additional District and Sessions Judge, Sangareddy, till 17.10.2025.

List the matter on 10.10.2025.

SD/-A.V.S PRASAD
DEPUTY REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The II Additional District and Sessions Judge, Sangareddy.
2. N. Chaitanya, S/o N. Jagan Mohan Rao, R/o Villa No. 96, Symphony Park Homes, Road No. 8, Beeramguda, Patancheru, Sangareddy District - 502319.
3. N. Jagan Mohan Rao, R/o Villa No.96, Symphony Park Homes, Road No. 8, Beeramguda, Patancheru, Sangareddy District- 502319.
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6. N. Soujanya, W/o. Y. Hareesh Babu, R/o Villa No. 96, Symphony Park Homes, Road No. 8, Beeramguda, Patancheru, Sangareddy District- 502319.
(for 2 to 6 by RPAD)
7. One CC to SRI KULDEEP JADHAV, Advocate [OPUC]
8. One spare copy

HIGH COURT

SN, J

DATED:15.09.2025

LIST ON 10.10.2025

ORDER

CRP.No.3253 of 2025

STAY

