

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

TUESDAY, THE TWENTY THIRD DAY OF SEPTEMBER

TWO THOUSAND AND TWENTY FIVE

:PRESENT:
THE HONOURABLE SRI JUSTICE K. SARATH

WRIT PETITION NO: 27640 OF 2025

Between:

Narayana Goud Madduri, S/o. Narsaiah Goud.

Petitioner

AND

1. The State of Telangana, Rep. by its Principal Secretary to Department of Revenue, Stamps Registration, Secretariat, Hyderabad.
2. The Deputy Registrar of Chits/ Arbitrator, Ranga Reddy District
3. M/s. Kapil Chits (Hyderabad) Pvt. Limited, Chandanagar Branch, FCT15P, Rep. by its Legal Officer, P. Harsha Vardhan, S/o. P. Nagaraj Kumar, R/o. Hyderabad.

Respondents

WHEREAS the Petitioner above named through his Advocate SRI MOHAMMED RAHAIL AHMED presented this Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a writ, order or direction, more particularly a writ of Mandamus declaring the actions of the respondents No. 1 to 3 in seeking and obtaining attachment of salary of Petitioner (JDR No. 1) in E.P. No. 146 of 2023 arising out of award passed on 16.08.2022 in case ABR. C.F.No. 916 of 2021 on the file of the Hon'ble Principal Junior Civil Judge cum Additional Metropolitan Magistrate, Ranga Reddy Dist. Kukatpally, at Prashsant Nagar by the 2nd respondent as illegal, arbitrary, ultra vires, null and void, against the statute, abuse of powers conferred under the law, against the principles of natural justice and in violation of the fundamental and constitutional rights of the petitioners, in the interest of justice and equity

(Prayer amended as per C.O.dt.23.09.2025 in IA No.2/2025.)

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri MOHAMMED RAHAIL AHMED Advocate for the Petitioner, GP FOR REVENUE for the respondent No. 1, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary to Department of Revenue, Stamps Registration, State of Telangana, Secretariat, Hyderabad.
2. The Deputy Registrar of Chits/ Arbitrator, Ranga Reddy District
3. P. Harsha Vardhan, S/o. P. Nagaraj Kumar, The Legal Officer, M/s. Kapil Chits (Hyderabad) Pvt. Limited, Chandanagar Branch. FCT15P, R/o. Hyderabad.

are directed to show cause on or before 04.11.2025 to which date the case stands posted as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

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 stay of all proceedings in E.P. No. 146 of 2023 in ABR. C. F. No. 916 of 2021 in the court of the Hon'ble Principal Junior Civil Judge cum Additional Metropolitan Magistrate, Ranga Reddy Dist. Kukatpally, at Prashant Nagar, pending disposal of WP.No.27640 of 2025, on the file of the High Court.

The Court made the following ORDER:

Notice before admission.

Learned counsel for the petitioner is permitted to take out personal notice on the respondent No.3 through registered post with acknowledgment due and file proof of service in the Registry by the next date of listing.

Learned counsel for the petitioner submits that the issue involved in this matter is squarely covered by the interim order passed by this Court in I.A.No.1 of 2025 in W.P.No.14625 of 2025 dated 02.05.2025 and prayed to pass similar order in this matter also.

In *Punyamurthala Venkata Viswa Sundara Rao v. Margadarsi Chit Fund Private Limited, Hyderabad and others*¹, the Division Bench of this Court held that the E.P. Court does not have jurisdiction to entertain an application for execution of the award of the Deputy Registrar of Chit Funds, if presented by the decree-holder.

¹ 2017 (3) ALD 387

In the instant case also, it appears, straight away E.P. was filed before Court of Principal Junior Civil Judge, Ranga Reddy District at Kukatpally, without it being presented/forwarded by the Registrar. In view of the decision referred to above, balance of convenience is in favour of the petitioner.

Hence, there shall be interim stay of all further proceedings in E.P.No.146 of 2023 in ARB.C.F.No.916 of 2021 dated 16.08.2022 on the file of the Principal Junior Civil Judge, Ranga Reddy District at Kukatpally, insofar as the petitioner is concerned.

Post after four (04) weeks.

List on 04.11.2025.


SD/-N.CHANDRA SHEKAR RAO
DEPUTY REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary to Department of Revenue, Stamps Registration, State of Telangana, Secretariat, Hyderabad.
2. The Deputy Registrar of Chits/ Arbitrator, Ranga Reddy District
3. P. Harsha Vardhan, S/o. P. Nagaraj Kumar, The Legal Officer, M/s. Kapil Chits (Hyderabad) Pvt. Limited, Chandanagar Branch. FCT15P, R/o. Hyderabad. (RR 1 to 3 by RPAD- along with a copy of petition and affidavit)
4. One CC to SRI. MOHAMMED RAHAIL AHMED Advocate [OPUC]
5. Two CCs to GP FOR STAMPS AND REGISTRATION, High Court at Hyderabad. [OUT]
6. One spare copy
SRT

HIGH COURT

SKJ

DATED:23/09/2025

List on 04.11.2025

NOTICE BEFORE ADMISSION

WP.No.27640 of 2025

INTERIM STAY

