

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

**MONDAY, THE SECOND DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX**

:PRESENT:

**THE HONOURABLE SRI JUSTICE K.LAKSHMAN
AND
THE HONOURABLE JUSTICE B.R.MADHUSUDHAN RAO**

**IA No. 1 OF 2023
IN
CCCA NO: 120 OF 2023**

Between:

1. Ms. Zakia Begum, wife of late M.A Nayeem.
2. Miss Umme Salma, wife of Mr. Faiz Khan.
3. Mr. M.A Aziz, son of late M.A Nayeem.
4. Mr. M.A Abdul Rehman, son of Late M.A Nayeem.
5. Mr. M.A Saleem, son of late M.M Khaja.

...Petitioners/Appellants/Defendant Nos. 1, 2, 3, 4 & 7
(Appellants in CCCA 120 OF 2023
on the file of High Court)

AND

1. M. A. Hai, son of late M.M Khaja, aged about 70 years occupation. civil contractor, resident of Flat No.301, Heena Residency H.No.11-5-334, Red Hills, Hyderabad.

Respondent/Plaintiff

2. Ms. Razia Sultana, wife of late Khaja Moinuddin, aged about 71 years, occupation. housewife, resident of H.No.3-5- 807/1/C, Hyderguda, Hyderabad. 500 029.
3. Ms. Shameem Sultana, wife of Mohd Samiullah, aged about 66 years, occupation. housewife, resident of H.No. 11-4-673, Flat No.307, Moghal Mascot 2nd floor A.C Guards, Hyderabad. 500 004.
4. Ms. Masarath, wife of M.A Moheet, aged about 59 years Occupation. housewife, resident of H.No.12-2-784/1/207, Moghal Heights, Rethi Bowli, Opp pillar No.33, Hyderabad.
5. M/s Softy Den, D No.5-9-303, Ground floor, Gunfoundry, Hyderabad.

6. M/s Karuna Boys Hostel, Rep by its partners A.A Reddy and A. G Reddy, D.No.5-9-303, First floor, Gunfoundry, Hyderabad 500 001.
7. M/s A. P. Book Sellers, D.No,5-9-303, First floor, Gunfoundry, Hyderabad 500 001

...Respondents/Respondents/Defendant Nos. 1, 2, 3, 4 & 7
(Respondents in-do-)

Counsel for the Petitioners : Sri VIVEK JAIN.

Counsel for the Respondent No. 1: Sri M SATISH KUMAR

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 grant stay of all proceedings in pursuance of the common Judgment and Decree dated 28/06/2023 in O.S. No. 395 of 2014 on the file of the IX Additional Chief Judge, City Civil Court, Hyderabad including execution of the decree, pending disposal of CCCA No. 120 of 2023, on the file of the High Court.

The court while directing issue of notice to the Respondent Nos. 2 to 7 herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER

At the request of Sri M.Satish Kumar, learned counsel for the 1st respondent/plaintiff to file counter.

Issue notice to the respondent Nos.2 to 7.

Learned counsel for the petitioner is permitted to take out personal notice on the respondent Nos.2 to 7 through Speed Post with Acknowledgment Due and file proof of service thereof into Registry.

Learned counsel for the petitioner is also permitted to serve notice the learned counsel appeared for the respondent Nos. 2 to 7 in O.S.No.395 of 2014 pending on the file of learned IX Additional Chief Judge, City Civil Court at Hyderabad, and file proof of service.

List on 26.02.2026.

Till then, there shall be interim stay of all further proceedings in pursuant to judgment dated 28.06.2023 in O.S.No.395 of 2014 passed by the learned IX Additional Chief Judge, City Civil Court at Hyderabad only to the extent of

passing of final decree. However, it is made clear that the other proceedings may go on except passing of final decree.

SD/- K. MADHAVI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The IX Additional Chief Judge, City Civil Court at Hyderabad.
2. M. A. Hai, son of late M.M Khaja, aged about 70 years occupation. civil contractor, resident of Flat No.301, Heena Residency H.No.11-5-334, Red Hills, Hyderabad.(By SPAD)
3. Ms. Razia Sultana, wife of late Khaja Moinuddin, aged about 71 years, occupation. housewife, resident of H.No.3-5- 807/1/C, Hyderguda, Hyderabad. 500 029.(By SPAD)
4. Ms. Shameem Sultana, wife of Mohd Samiullah, aged about 66 years, occupation. housewife, resident of H.No. 11-4-673, Flat No.307, Moghal Mascot 2nd floor A.C Guards, Hyderabad. 500 004.(By SPAD)
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8. M/s A. P. Book Sellers, D.No,5-9-303, First floor, Gunfoundry, Hyderabad 500 001(By SPAD)
9. One CC to SRI. VIVEK JAIN Advocate [OPUC]
10. One spare copy

HIGH COURT

**KL, J
and
BRMR, J**

DATED:02/02/2026

LIST ON 26.02.2026.

**ORDER
I.A.No.1 of 2023
IN
CCCA.No.120 of 2023**

INTERIM STAY

