

HIGH COURT FOR THE STATE OF TELANGANA: HYDERABAD

MAIN CASE NO: **Second Appeal No.458 of 2025**

PROCEEDING SHEET

SL. NO	DATE	ORDER	OFFICE NOTE
1.	13.10.2025	<u>RY,J</u> <u>I.A.No.1 of 2025</u> Dispensed with for the present. <u>I.A.No.2 of 2025</u> This application is filed to suspend the operation of the judgment dated 18.08.2023 passed in O.S.No.8 of 2016 on the file of the Principal Senior Civil Judge, Wanaparthi, pending disposal of the Second Appeal. Aggrieved by the judgment of the Trial Court, First Appeal preferred in A.S.No.29 of 2023 has been dismissed confirming the judgment passed by the Trial Court in O.S.No.8 of 2016. The suit is filed for partition and separate possession of the suit schedule property. Heard learned counsel for the petitioner/appellant/defendant No.2. In the circumstances stated, there shall be stay of passing of final decree in O.S.No.8 of 2016 on the file of the Principal Senior Civil Judge, Wanaparthi, till the next date of hearing and all further proceedings may go on. Accordingly, the application is ordered.	

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		<u>S.A.No.458 of 2025</u> Heard learned counsel for the appellant. Having regard to the submissions, the appeal is admitted on the following substantial question of law: 1. Whether the suit for partition and separate possession is maintainable without challenging the registered document (Ex.B2) executed by the plaintiff in favour of the defendants giving up his rights in favour of the defendants? 2. Whether a suit for partition is bad in law for non-inclusion of all properties in the light of admission by the plaintiff in the plaint about other properties? Issue notice to respondents. Personal service is permitted. Call for the records from the trial and Appellate Courts concerned. List this matter on 24.11.2025 for hearing. RY,J gvl	

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