

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

**WEDNESDAY, THE FIRST DAY OF JULY
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE SMT JUSTICE RENUKA YARA

CRP.Nos.3931 and 3932 of 2025

CRP No: 3931 of 2025

Petition under Article 227 of the Constitution of India aggrieved by the Order dated 19/09/2025 passed in I.A.No.534 of 2025 in OS No.517 of 2016 on the file of the Senior Civil Judge, Warangal at Hanamkonda.

Between:

Mohd Ismail Shamsi, aged about 48 years, S/o.Late Mohammad Ali,
Occupation: Managing Partner (Unicorn Industries), R/o. Plot No.16,
IP- Rampur, Dharmasagar Mandal, Hanamkonda Town and District.

...Petitioner / Petitioner (Defendant)

AND

M/s.Laxmi Seed Processors, Represented by its Proprietor Smt. Koneru Maha
Lakshmi, Aged about 64 years, W/o. Raja Gopal Rao, R/o.H.No.2-7-767,
Excise Colony, Hanamkonda, Warangal City.

...Respondent / Respondent (Plaintiff)

I.A. NO: 1 OF 2025

Petition under Section 151 of CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay all further proceedings in O.S.No.517 of 2016 on the file of Senior Civil Judge, Warangal at Hanumakonda in the interest of justice.

CRP No: 3932 of 2025

Petition under Article 227 of the Constitution of India aggrieved by the Order dated 19/09/2025 passed in I.A.No.535 of 2025 in OS No.517 of 2016 on the file of the Senior Civil Judge, Warangal at Hanamkonda.

Between:

Mohd. Ismail Shamsi, aged about 48 years, S/o. Late Mohammad Ali,
Occupation: Managing Partner (Unicorn Industries), R/o. Plot No.16, IP -
Rampur, Dharmasagar Mandal, Hanamkonda Town and District.

...Petitioner / Petitioner (Defendant)

AND

M/s.Laxmi Seed Processors, Represented by its Proprietor Smt. Koneru Maha
Lakshmi, Aged about 64 years, W/o. Raja Gopal Rao, R/o.H.No.2-7-767,
Excise Colony, Hanamkonda, Warangal City.

...Respondent /Respondent (Plaintiff)

Counsel for the Petitioner: SRI M N NARASIMHA REDDY

Counsel for the Respondent: SRI AJAY KUMAR MEDISETTY

The Court made the following: COMMON ORDER

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

THE HON'BLE SMT. JUSTICE RENUKA YARA

C.R.P.Nos.3931 and 3932 of 2025

Date: 1st July, 2026

CRP No.3931 of 2025:

Between:

Mohd. Ismail Shamsi ... Petitioner

AND

M/s. Laxmi Seed Processors ... Respondent

CRP No.3932 of 2025:

Between:

Mohd. Ismail Shamsi ... Petitioner

AND

M/s. Laxmi Seed Processors ... Respondent

COMMON ORDER:

Heard Mr. M.N. Narasimha Reddy, learned counsel for the revision petitioner and Mr. Ajay Kumar Medisetty, learned counsel for the respondent. Perused the entire record.

2. Both the civil revision petitions are filed challenging the common order passed by the learned Senior Civil Judge, Warangal at Hanumakonda, dated 19.09.2025 in I.A.No.535 of 2025 and I.A.No.534 of 2025 in O.S.No.517 of 2016.

3. In a suit filed by the landlord seeking eviction, the defendant/tenant filed his evidence in-chief, but failed to appear for cross-examination leading to his evidence being eschewed by the trial Court. Aggrieved by the same, CRP Nos.2446 of 2024 and 2451 of 2024 are preferred with respect to the orders passed in I.A.Nos.579 of 2024 and 580 of 2024 in O.S.No.517 of 2016 respectively. The said civil revision petitions were disposed of with the following order:

"7. The impugned orders dated 18.07.2024 are accordingly set aside. The petitioner shall however pay the costs of Rs.2,000/- imposed by the Trial Court within 7 days from date. The Trial Court shall permit the cross-examination of the petitioner and make an effort to conclude the same as expeditiously as possible. It is made clear that the petitioner, as the defendant in the Suit, shall not seek any further adjournments during the course of trial or at the stage of arguments."

4. After passing of the above order, there were about six adjournments from 14.11.2024 up to 04.03.2025. Out of six occasions, the witness-DW.1 was present on 14.11.2024 and 05.12.2024, but the counsel for the plaintiff was not ready to cross-examine the DW.1. Thereafter, the witness did not appear before the trial Court for one reason or the other leading to closing of defendant's evidence for the second time.

Aggrieved by the same, I.A.No.535 and IA No.534 of 2025 were filed to reopen the defendant's evidence and to recall DW.1 for cross-examination. The said IAs have been dismissed by the learned Senior Civil Judge, Warangal at Hanumakonda, vide common order dated 19.09.2025. Aggrieved by the same, these Civil Revision Petitions have been preferred.

5. A perusal of the record shows that both the parties are responsible for non-compliance of the order of this Court dated 25.10.2024 in CRP Nos. 2446 and 2451 of 2024. The responsibility for failure to cross-examine DW.1 cannot be placed at the door steps of DW.1 alone as the counsel for the plaintiff is also responsible for not cross-examining the witness on two occasions when he was present.

6. In the circumstances, purely on the compassionate grounds DW.1 is hereby directed to appear before the learned Senior Civil Judge, Warangal at Hanumakonda on 14.07.2026 at 02:30 p.m. along with his counsel to be cross-examined. Irrespective of the presence of the counsel, DW.1 is directed to attend the cross-examination and the counsel for the plaintiff is directed to cross-examine DW.1 on the said date at the time

fixed. The trial Court shall proceed by passing adverse orders against whichever party that does not appear.

7. With the above directions, these Civil Revision Petitions are disposed of. However, there shall be no order as to costs.

Miscellaneous petitions, if any, pending in these civil revision petitions, shall stand closed.

SD/- T.SRINIVASA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

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To,

SECTION OFFICER

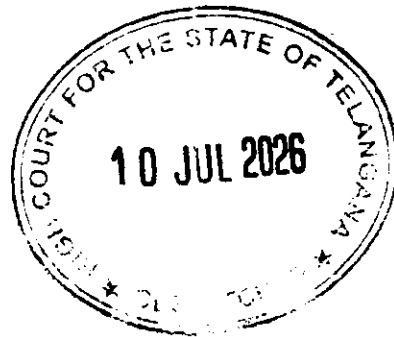
1. The Senior Civil Judge, Warangal at Hanamkonda.
2. One CC to Sri M N Narasimha Reddy, Advocate [OPUC]
3. One CC to Sri Ajay Kumar Medisetty, Advocate [OPUC]
4. Two CD Copies

ABK/KA

SP

HIGH COURT

DATED: 01/07/2026



COMMON ORDER

CRP Nos.3931 and 3932 of 2025

654
10/7/26

DISPOSING OF THE CRPs WITHOUT COSTS