

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THURSDAY, THE ELEVENTH DAY OF DECEMBER

TWO THOUSAND AND TWENTY FIVE

:PRESENT:**THE HONOURABLE SMT JUSTICE RENUKA YARA****IA No. 1 OF 2025****IN****SA NO: 536 OF 2025****Between:**

1. Kondapalli Lakshmi Narasimha Rao (died)
2. Smt. Kondapalli Hymavathi, W/o late Lakshmi Narsimha Rao,
3. Kondapalli Prasanth Krishna, S/o late Lakshmi Narsimha Rao
4. Smt. Kondapalli Rukmini, D/o late Lakshmi Narsimha Rao
5. Smt. Kondapalli Satyavathi, D/o late Lakshmi Narsimha Rao
6. Smt. Ravulapati Sharmila, W/o R. Rama Rao

...Petitioners/Appellant/Appellants/Defendants

(Appellants in SA 536 OF 2025

on the file of High Court)

AND

Mohammad Yasin Sharief, S/o Osman Sharief occ- Private Employee r/o.Flat no.303, 3rd floor, Surya Pride Apartment. C Block, P and T colony, Sun City, Bandlaguda Jagir, Hyderabad

...Respondent

(Respondent in-do-)

Counsel for the Petitioners : SRI KOWTURU PAVAN KUMAR**Counsel for the Respondent : ---**

Petition under Section 151 of C.P.C praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to grant stay the execution of judgment and decree passed in OS.No.79 of 2011 dt.27-8-2024 on the file of learned Senior Civil Judge, Sathupally, Khammam District, as confirmed in AS No.23 of 2024 dt.4-9-2025 on the file of learned VI Addl. District Judge, Sathupally, Khammam District, pending disposal of SA No. 536 of 2025, on the file of the High Court.

The court while directing issue of notice to the Respondents 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

Heard learned counsel for the appellants/petitioners.

2. The respondent herein/plaintiff filed suit for recovery of vacant possession and mandatory injunction to remove the super structures in the suit schedule property consisting of house site to an extent of 222 square yards out of Sy.No.419 of Kalluru village and mandal of Khammam District, against the appellants herein/ defendants on the file of the Senior Civil Judge at Sathupalli ('trial Court') in O.S.No.79 of 2011. The trial Court decreed the suit directing the appellants herein to deliver the vacant possession of the suit schedule property to respondent herein after demolishing the super structures within three months from the date of decree.

3. Aggrieved by the same, the appellants herein filed first appeal in A.S.No.23 of 2024 on the file of the VI Additional District Judge, Sathupally, ('First Appellate Court') and the same was dismissed *vide* judgment and decree dated 04.09.2025 confirming the judgment of the trial Court. Aggrieved by the same, the present Second Appeal is preferred.

4. In view of the substantial questions of law framed by this Court and since the appellants are in possession of the suit schedule property, there shall be stay of all further proceedings in E.P.No.13 of 2025 on the file of the trial Court pursuant to judgments and decrees in O.S.No.79 of 2011 on the file of the trial Court and A.S.No.23 of 2024 on the file of the First Appellate Court, till the next date of hearing.

5. List on 29.01.2026.

//TRUE COPY//

SD/-MOHD.ISMAIL
DEPUTY REGISTRAR


SECTION OFFICER

To,

1. The VI Addl. District Judge, Sathupally, Khammam District
2. The Senior Civil Judge, Sathupally, Khammam District
3. Mohammad Yasin Sharief, S/o Osman Sharief occ- Private Employee
R/o.Flat no.303, 3rd floor, Surya Pride Apartment. C Block, P and T
colony, Sun City, Bandlaguda Jagir, Hyderabad (By RPAD)
4. One CC to SRI KOWTURU PAVAN KUMAR Advocate [OPUC]
5. One spare copy

HIGH COURT

RY,J

DATED:11/12/2025

List on 29.01.2026

ORDER

IA No.1 of 2025
In
SA.No.536 of 2025

STAY

