

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

FRIDAY, THE TENTH DAY OF JANUARY

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE N.TUKARAMJI

SECOND APPEAL NO: 547 OF 2024

Between:

1. Kolipaka Laxmi Devi (died), her LRs i.e, respondents No.3 to 7.
2. Kolipaka Narsaiah, s/o.late Pullaiah, 79 yrs, occ. business, r/o Gopalraopet village olate Pullaiahandal of Karimnagar district, Presently residing at c/o Devi foot wear, Nandi medaram road, near bus stand, Dharmaram village and Manal of Karimnagar district. (DIED)
3. Kolipaka Rama Krishna (died), Kolipaka Rama Krishna (died)
4. Kolipaka Nandishwar, s/o.Narsaiah, 43 yrs, occ. pvt.employee in Transco r/o.c/o.Devi Foot wear, Nandi Medaram road, Near bus stand, Dharmaram village and mandal of Karimnagar district.
5. Kolipaka Mahesh, s/o.Narsaiah, 41 yrs, occ. Foot wear business, r/o.Gopalraopet village presently residing at r/o.c/o.Devi Foot wear, Nandi Medaram road, Near bus stand, Dharmaram village and mandal of Karimnagar district.
6. Kolipaka Sathyanarayana, S/o.Narsaiah, 53 yrs, occ. motor cycle Mechanic, r/o.Gopalraopet village of Ramadugu Mandal, Karimnagar district
7. Kolipaka Srinivas, s/o. Narsaiah, 53 yrs, occ. Pvt.employee r/o.Gopalraopet village of Ramadugu mandal, Karimnagar district. Presently residing at H.NO.5-6-455, Patha bazar, Karimnagar near Hanuman temple, Karimnagar.
8. KoJipaka Rama, w/o.late Rama Krishna, 45 yrs, occ. house hold r/o.Gopalraopet village of Ramadugu Mandal of Karimnagar district. (respondents No.1 and 3 died, they are made as proforma parties).

Appellants

AND

Gorantla Venkatesham, S/o. Narsaiah, 63 years, Occ. Agriculturist and Business, R/o. H.No.1-670(new), Vijayanagar Colony, Choppadandi Village and Mandal, Karimnagar District.

Respondent

WHEREAS the Appellant above named through their Advocate Sri CHETLURU SREENIVAS presented this Second Appeal under Section 100 CPC against the order dated to set aside the judgement and decree dated 01/10/2024 passed in A.S. No.1 of 2020 on the file of I Addl. District Judge, Karimnagar,

upholding the judgement decree dated 12/10/2018 passed in O.S. No.568 of 2008 on the file of Principal Junior Civil Judge, Karimnagar, by allowing the second appeal

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri CHETLURU SREENIVAS Advocate for the Petitioner, directed issue of notice to the Respondent herein to show cause as to why this SECOND APPEAL should not be admitted.

You viz:

Gorantla Venkatesham, S/o. Narsaiah, 63 years, Occ. Agriculturist and Business, R/o. H.No.1-670(new), Vijayanagar Colony, Choppadandi Village and Mandal, Karimnagar District.

are directed to show cause on date the case stands posted as to why in the circumstances set out in the appeal and the memorandum of grounds filed therewith (copy enclosed) this SECOND APPEAL should not be admitted.

The Court made the following: ORDER

Heard Mr. Chetluru Sreenivas, learned counsel for the appellants.

The Appeal is admitted on the following substantial question of law:

(a) **Whether the appellate court is correct in disregarding rectification entries made by Tahsildar vide No.B/227 – 2007 on the ground that there is no basis for rectification of the proceedings without considering the facts that the said proceedings have become final under the rights in the land and pattedhar pass book Act 1971, and without considering the fact that the plaintiff has not questioned the rectification of the entries?**

(d) **Whether the appellate court rightly appreciated the entries in Original simple sale deed dated 25.07.1993/Ex.A1, Original title deed of plaintiff/Ex.A2, CC of 13-B certificate/Ex.A14 and CC of 13-C/Ex.A15 in determining the appeal suit.**

Issue notice to the respondents. In addition, personal service is permitted by way of RPAD and file proof of service in the office.

SD/-V.KAVITHA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. Gorantla Venkatesham, S/o. Narsaiah, 63 years, Occ. Agriculturist and Business, R/o. H.No.1-670(new), Vijayanagar Colony, Choppadandi Village and Mandal, Karimnagar District. (by RPAD- along with a copy of APPEAL and memorandum of grounds)
2. One CC to SRI. CHETLURU SREENIVAS Advocate [OPUC]
3. One spare copy

HIGH COURT

NTRJ

DATED:10/01/2025

NOTICE BEFORE ADMISSION

SA.No.547 of 2024

