

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

FRIDAY, THE FIFTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE J SREENIVAS RAO
CIVIL REVISION PETITION NO: 4395 OF 2025

Between:

1. Kompelly Ramesh, S/o Late Narayana.
2. Kompelly Kumari, D/o Late Narayana W/o Venkateswara Rao.
3. Kompelly Jaya, D/o Late Narayana, W/o Sriniva Rao.

Petitioners/Petitioners/Appellants

AND

Nayani Ravindra Babu, S/o Seetharamaiah, Aged 72 years, Occ.Retired
Navabharath Employee, R/o Nehru Nagar, Dammapeta Road, Paloncha Town
And Mandal, Khammam district.

Respondent/Respondent /Plaintiff

WHEREAS the Petitioners above named through their Advocate Sri A PRABHAKAR RAO presented this Petition under Article 227 of the Constitution of India, praying that in the circumstances stated in the grounds filed herein, the High Court may be pleased allow the above CRP by setting aside the Docket order dt. 15-10-2025 passed in I.A.No. 361/2025 in Un-No. A.S. No. ---- of 2025 on the file of Court of the Principal District Judge, at Bhadradri Kothagudem.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri A PRABHAKAR RAO Advocate for the Petitioners, directed issue of notice to the Respondent herein to show cause as to why this CIVIL REVISION PETITION should not be admitted.

You viz:

Nayani Ravindra Babu, S/o Seetharamaiah, Aged 72 years, Occ.Retired
Navabharath Employee, R/o Nehru Nagar, Dammapeta Road, Paloncha Town
And Mandal, Khammam district.

are directed to show cause on or before 23.01.2026 to which date the case stands posted as to why in the circumstances set out in the petition and the memorandum of grounds filed therewith (copy enclosed) this CIVIL REVISION PETITION should not be admitted.

IA NO: 1 OF 2025

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 stay the execution of the judgment and decree in O.S.No. 262 of 2014 dt. 24-3-2025 on the file of court of I Addl. Senior Civil Judge at Kothagudem including execution of EP NO. 54 of 2025 pending on the file on the file of court of I Addl. Senior Civil Judge at Kothagudem. pending disposal of CRP No. 4395 of 2025, on the file of the High Court.

The Court made the following:

ORDER

Notice before admission.

Learned counsel for the petitioners is permitted to take out personal notice to respondent as well as to the counsel appearing for respondent before the Principal District Judge, Bhadradi Kothagudem District, in I.A.No.361 of 2025 in Un-No.A.S. -- of 2025, by way of speed post and file proof of service.

List on 23.01.2026.

Heard Mr.A.Prabhakar Rao, learned counsel for the petitioners.

Learned counsel for the petitioners submits that the petitioners are defendants in O.S.No.262 of 2014 on the file of the I Additional Senior Civil Judge, Kothagudem. The learned Senior Civil Judge was pleased to decree the suit on 24.03.2025. Aggrieved by the said judgment and decree, the petitioners have filed an appeal suit along with an application seeking condonation of delay of 50 days in presenting the appeal, vide I.A. No. 361 of 2025. The Principal District Judge, Bhadradi Kothagudem, while allowing the said application, imposed an onerous condition directing the petitioners to deposit half of the decretal amount, and the same is contrary to law. The decree holder filed E.P.No.54 of 2025 seeking execution of decree. Unless this Court grants stay of execution of decree, petitioner will be put to great hardship.

Taking into consideration the facts and circumstances of the case, this Court is of the considered view that the contention raised by the learned counsel for the petitioners requires detailed examination.

Hence, there shall be stay of execution of E.P.No.54 of 2025, pending on the file of the I Additional Senior Civil Judge at Kothagudem, including execution of decree dated 24.03.2025, for a period of eight (08) weeks.

SD/-A.SRINIVASA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal District Judge, at Bhadrachalam Kothagudem.
2. The I Additional Senior Civil Judge at Kothagudem.
3. Nayani Ravindra Babu, S/o Seetharamaiah, Aged 72 years, Occ.Retired Navabharath Employee, R/o Nehru Nagar, Dammampeta Road, Paloncha Town And Mandal, Khammam district. (by SPAD- along with a copy of petition and memorandum of grounds)
4. One CC to SRI. A PRABHAKAR RAO Advocate [OPUC]
5. One spare copy

HIGH COURT

JSR, J

DATED:05/12/2025

LIST ON 23.01.2026.

NOTICE BEFORE ADMISSION

CRP.No.4395 of 2025

STAY

