

HIGH COURT FOR THE STATE OF TELANGANA, AT HYDERABAD

FRIDAY, THE THIRTEENTH DAY OF FEBRUARY,

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SMT JUSTICE JUVVADI SRIDEVI

**IA No. 1 OF 2026
IN
CRP NO: 442 OF 2026**

Between:

1. Kappala Srinivas, S/o Kappala Muthi Lingaiah.
2. Kappala Manjula, W/o Kappala Srinivas.

...Petitioners
(Petitioner in CRP 442 OF 2026
on the file of High Court)

AND

1. Kappala Ramesh, S/o Muthi Lingaiah, Aged about 47 years, Occ. Private Employee, R/o D. No. 2-28, Vootukuru Village of Shaligouraram Mandal, Nalgonda District.
2. Kappala Swapna, W/o Kappala Ramesh, Aged about 35 years, Occ. House wife, R/o D. No. 2-28, Vootukuru Village of Shaligouraram Mandal, Nalgonda District.

...Respondents/Petitioners

3. Kappala Muthi Lingaiah @ Muthilingam, S/o Sataiah, Aged about 80 years, Occ. Agriculture, R/o D. No. 2-28, Vootukuru Village of Shaligouraram Mandal, Nalgonda District.
4. Jeripothula Yadamma, W/oSudarshan (D/o Kappala Muthi Lingaiah), Aged about 54 years, Occ. Agriculture, R/o Chavullagudem, H/o Madaram Kalan Village, Shaligouraram Mandal, Nalgonda District.
5. Rairala Vasantha, W/o Krishna (D/o Kappala Muthi Lingaiah), Aged about 52 years, Occ. Government Employee, R/o H. No. 20-22/A, Pannalagudem of Nakrekal Town and Mandal, Nalgonda District.
6. Konda Sujatha, W/o Prabhakar, Aged about 50 years, Occ. Anganvadi Teacher, R/o H. No. 19-218, Pannalagudem of Nakrekal Town and Mandal, Nalgonda District.

...Respondents
(Respondents in-do-)

Counsel for the Petitioner : Sri CHALAKANI VENKAT YADAV

Counsel for the Respondent :

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 off all further proceedings in Transfer O.P. No. 11 of 2025, dated 11/11/2025, as being illegal, arbitrary and without jurisdiction, pending disposal of CRP No.442 of 2026, on the file of the High Court.

The Court made the following

ORDER:

Heard learned counsel for the petitioners. Perused the record.

Learned counsel for the petitioners submits that the learned Judge erred in considering that the nature and scope of both the suits are fundamentally different i.e., O.S.No.110 of 2024 is filed for perpetual injunction simpliciter, purely based on possession and O.S.No.172 of 2025 is filed for partition and separate possession, involving adjudication of title and shares. The reliefs sought, the causes of action and the scope of enquiry in both suits are wholly distinct. He further submits that several defendants in the partition suit are not parties to the injunction suit and in the absence of complete identity of parties, transfer for joint or contemporaneous trial is impermissible, as it would result in compelling a person to participate in proceedings to which she is not a party. Hence, he prayed to grant stay of all further proceedings pursuant to the order, dated 11.11.2025 passed in Transfer O.P.No.11 of 2025 by the learned Principal District Judge at Nalgonda.

The submissions made by the learned counsel for the petitioners do require detailed examination.

However, there shall be stay of all further proceedings, pursuant to the order, dated 11.11.2025 passed in Transfer O.P.No.11 of 2025 by the learned Principal District Judge at Nalgonda, till 13.03.2026.

**SD/-A.JAYASREE
ASSISTANT REGISTRAR**

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal District Judge, at Nalgonda.
2. Kappala Ramesh, S/o Muthi Lingaiah, Aged about 47 years, Occ. Private Employee, R/o D. No. 2-28, Vootukuru Village of Shaligouraram Mandal, Nalgonda District.
3. Kappala Swapna, W/o Kappala Ramesh, Aged about 35 years, Occ. House wife, R/o D. No. 2-28, Vootukuru Village of Shaligouraram Mandal, Nalgonda District.
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7. Konda Sujatha, W/o Prabhakar, Aged about 50 years, Occ. Anganvadi Teacher, R/o H. No. 19-218, Pannalagudem of Nakrekal Town and Mandal, Nalgonda District.(Addresses 2 to 6 by SPAD)
8. One CC to SRI. CHALAKANI VENKAT YADAV Advocate [OPUC]
9. One spare copy

HIGH COURT

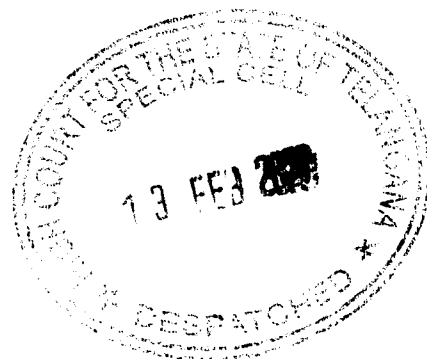
JSJ

DATED:13/02/2026

LIST ON 13.03.2026

ORDER

IA.No.1 OF 2026
IN
CRP.No.442 of 2026



STAY