

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

**MONDAY, THE SEVENTH DAY OF AUGUST
TWO THOUSAND AND TWENTY THREE**

:PRESENT:

THE HONOURABLE SRI JUSTICE SAMBASIVARAO NAIDU

SECOND APPEAL NO: 80 OF 2016

Appeal Under section 100 of C.P.C. against the Judgment and Decree dated 29-07-2015 made in A.S.No.07 of 2011 on the file of the Court of the Senior Civil Judge (FTC), Asifabad.

Preferred against the Judgment and Decree in O.S. No.21 of 2004 dated 19-12-2010 on the file of the Court of the Junior Civil Judge, Asifabad.

Between:

1. Anwari Begum (Died),, W/o. Ballu Soudager, Aged about 75 years, Occ-Household, R/o. Tanduru, Adilabad District.
2. Razia Begum,, W/o. Ameer Khan, Aged about 55 years, Occ- Household, R/o. Opposite to Inspection Bunglow, Tandur, Adilabad District.
3. Gousia Begum,, W/o. Aziz, Aged about 40 years, Rio. Zakeer Hussain Ward, Beside Dada Mandir, Ballarsha (M.S.) District, Chendrapur.

Appellants/Defendants

AND

Asia Khatoon,, W/o. Mohd. Wahed Ali, Aged about 48 years, Occ- Household, R/o. I.B. Area, Tandur, Adilabad District.

Respondent/Plaintiff

SAMP 220/2016

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 grant stay of execution of Decree and Judgment dated 29-07-2015 in Appeal Suit No.7 of 2011 of the Senior Civil Judge, Asifabad, Adilabad District.

Counsel for the Appellant: SRI. GADDAM KIRAN KUMAR, Advocate

Counsel for the Respondent: BHANU MURTHY BALA

The Court made the following: JUDGMENT

SECOND APPEAL NO.80 OF 2016

JUDGMENT :

Again, a request is made on behalf of learned counsel for the appellants on the ground of personal inconvenience. In fact, this Second Appeal was preferred in the year 2016 in a suit of the year 2004 i.e., O.S.No.21 of 2004. The appeal before the first appellate Court was disposed of on 29.07.2015. Though this matter was listed under the caption 'for dismissal' since January, 2023, the appellants are asking adjournments, one way or the other, without proceeding with the matter. Thus, it appears that the appellants are not interested to prosecute the matter vigilantly and diligently any more. Therefore, this Second Appeal is liable to be dismissed for non-prosecution.

2. Accordingly, this Second Appeal is dismissed for non-prosecution.


Pending miscellaneous applications, if any, shall stand closed. No costs.

Sd/- M. RAMANA KRISHNA
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Senior Civil Judge (FTC), Asifabad, Adilabad District. (with records if any)
2. The Junior Civil Judge, Asifabad, , Adilabad District. (with records if any)
3. One CC to SRI. GADDAM KIRAN KUMAR, Advocate [OPUC]
4. One CC to SRI. BHANU MURTHY BALA, Advocate [OPUC]
5. Two CD Copies 

PSR

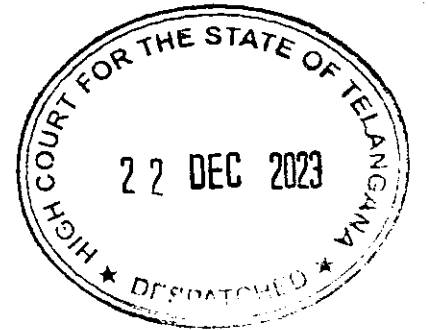
HIGH COURT

SSRN,J

DATED:07/08/2023

JUDGMNET

SA.No.80 of 2016



**DISMISSING THE SECOND APPEAL FOR
NON-PROSECUTION WITHOUT COSTS.**

(6) VLV
8/12/23