

THE HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

CIVIL REVISION PETITION NO.1796 OF 2015

DATED:26-6-2015

Between:

The Executive Council of the
Andhra Evangelical Lutheran Church,
Rep. by its Moderator, Bishop Kollabattula
Frederick Paradesi Babu
R/o. Church Compound, Brodipet,
Guntur
and another

... Petitioners

And

Rev. Yelamati Adamu

... Respondent

... Respondents

COUNSEL FOR THE PETITIONER: Mr. K.G. Krishna Murthy, Senior
Counsel, for Ms. Y. Mahalakshmi

COUNSEL FOR THE RESPONDENTS: Mr.B. Nalin Kumar

THE COURT MADE THE FOLLOWING:

ORDER:

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This civil revision petition is filed against an ad interim injunction dt.24.4.2015 in I.A. No.1930 of 2015 in S.O.P. No.394 of 2015, on the file of the learned Principal District Judge, Guntur.

I have heard Mr. K.G. Krishna Murthy, learned Senior Counsel for the petitioners, and Mr. B. Nalin Kumar, learned counsel for the respondent.

A perusal of the impugned order shows that the same is in the nature of an ad interim injunction. It is not the case of the petitioners that the order under revision is passed in violation of Order XXXIX Rule 3 of the Code of Civil Procedure, 1908. Therefore, I do not find any reason to entertain this revision petition for adjudication on the legality or otherwise of the said order. The proper course for the petitioners is to contest the I.A. on merits before the lower Court. The learned Senior Counsel appearing for the petitioners submitted that on 6.6.2015 his clients have filed a counter affidavit in the I.A.

In the above facts and circumstances of the case, the civil revision petition is dismissed without adjudicating on the legality or otherwise of the order assailed in the revision petition with a direction to the learned Principal District Judge, Guntur, to dispose of the I.A. after hearing both sides, within three months from the date of receipt of this order.

As a sequel to dismissal of the civil revision petition, C.R.P.M.P. No.2395 of 2015 shall stand disposed of as infructuous.

C.V. NAGARJUNA REDDY, J

26-6-2015

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