

THE HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY
AND
THE HON'BLE SMT JUSTICE T. RAJANI

CITY CIVIL COURT APPEAL No.208 of 2016

DATED: 02.02.2017

Between

Sri Ambica Sudershan.

...APPELLANT

And

M/s Gowra Leasing & Finance Limited,
Rep. by its Recovery Officer, Having its
Registered Office/Corp Office at 501,
5th Floor, Gowra Grand, Behind Gowra Plaza,
1-8-384 & 385, S.P. Road, Begumpet,
Secunderabad – 3 and others.

...RESPONDENTS

COUNSEL FOR THE APPELLANT: MR. PARSA ANANTH NAGESWARA
RAO

COUNSEL FOR THE RESPONDENTS: MR. K.K. WAGHRAY



THE COURT MADE THE FOLLOWING:

JUDGMENT: (*per the Hon'ble Sri Justice C.V. Nagarjuna Reddy*)

At the interlocutory stage, the appeal is taken up for hearing and disposal with the consent of the learned counsel for respondent No.1/plaintiff.

2. At the hearing, there is no representation for Mr. Parsa Ananth Nagaeswara Rao. However, we have heard Mr. K.K. Waghray, learned counsel for respondent No.1.

3. Defendant No.3 in O.S.No.194 of 2012 filed this appeal feeling aggrieved by the *ex parte* decree dated 05.08.2015.

4. Mr. K.K. Waghray, learned counsel for respondent No.1/decreed holder fairly submitted that his client has no objection if the *ex parte* decree is set aside and the case is remanded to the lower Court for fresh disposal in a time bound manner.

5. In view of the above fair concession, the judgment and decree are set aside. The suit is remanded to the lower Court with the direction that the same is disposed of as expeditiously as possible and not later than four (4) months from the date of receipt of copy of the order.

The appeal is accordingly allowed.

As a sequel to the disposal of the appeal, CCCAMP.Nos.584 and 616 of 2016 and CCCAMP.No.3 of 2017 shall stand disposed of as infructuous.

C.V. NAGARJUNA REDDY, J

T. RAJANI, J

February 2, 2017/DSK