

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

THE HON'BLE MS. JUSTICE J.UMA DEVI

CIVIL MISCELLANEOUS APPEAL No.580 of 2017

30.06.2017

Between:

Korrapati Vijaya Kumar

..Appellant

and

N.Samanthakamani and others

..Respondents

Counsel for the appellant: Mr.C.Hanumantha Rayudu

Counsel for the respondents: --

The Court made the following:



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

At the interlocutory stage, the civil miscellaneous appeal itself is taken up for hearing and disposal with the consent of the learned counsel for the appellant.

2. This civil miscellaneous appeal arises out of order, dated 13.04.2017, in I.A.No.93 of 2017 in O.S.No.28 of 2017 on the file of VI Additional District Judge, Kurnool, whereby *ad interim* injunction restraining the appellant from alienating the suit schedule property till 09.06.2017 was granted and the I.A. was posted to the said date.

3. In the grounds of the appeal, it is stated that on 09.06.2017 *ad interim* injunction was further extended and that the same is in force as on the date of filing of the appeal. However, the order extending the injunction has not been filed.

4. Be that as it may, the order challenged in the appeal being *ad interim* in nature, we are not inclined to entertain the appeal for adjudication on merits. However, the lower Court is directed to dispose of I.A.No.93 of 2017 in O.S.No.28 of 2017 as expeditiously as possible and not later than two months from the date of receipt of a copy of this order.

5. Subject to the above direction, the Civil Miscellaneous Appeal is dismissed.

6. As a sequel to dismissal of the appeal, C.M.A.M.P.No.956 of 2017 filed by the appellant for interim relief shall stand dismissed as infructuous.

C.V.NAGARJUNA REDDY, J

J.UMA DEVI, J

30th June, 2017
GHN

