

IN THE HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH

[Special Original Jurisdiction]

THURSDAY THE TWENTY THIRD DAY OF MARCH
TWO THOUSAND AND SEVENTEEN

PRESENT

**HONOURABLE SRI JUSTICE SURESH KUMAR KAIT
AND
HONOURABLE SRI JUSTICE U. DURGA PRASAD RAO**

CIVIL MISCELLANEOUS APPEAL No. 969 OF 2016

Between:

DTR Ventures, a Proprietary Concern,
3rd Lane, Dwarakanagar,
Visakhapatnam,
Rep. by its Proprietor, Appellants/Petitioners
Dandu Trinadha Raju & Anr. ... Plaintiffs

V/s.

Koyya Atchayamma & Ors. ... Respondents/Respondents/
Defendants

Counsel for the Appellants : Sri N. Siva Reddy

Counsel for the Respondents : Sri O. Manohar Reddy

The court made the following: [order follows]

HONOURABLE SRI JUSTICE SURESH KUMAR KAIT
AND
HONOURABLE SRI JUSTICE U. DURGA PRASAD RAO

CIVIL MISCELLANEOUS APPEAL No. 969 OF 2016

J U D G M E N T : {*Per the Hon'ble Sri Justice Suresh Kumar Kait*}

Aggrieved by the order and decree dated 31/10/2016

passed by the Principal District Judge, Vizianagaram, in I.A.No.

1693 of 2016 in OS.No. 87 of 2016, allowing the petition filed

by the petitioners/plaintiffs under Order-38, Rule-5 read with

section 151 of CPC attaching Rs.1,25,00,000/- [Rs. One Crore

and Twenty Five Lakhs only] and prohibiting the 6th defendant

from paying the said amount to the defendants 1 to 5 from out

of the compensation payable to the respondents 1 to 5 in lieu

of surrendering their lands admeasuring Acs:27-05 cents

situated in survey Nos. 79/1, 82/1, 83/1 and 268 for

International Airport at Bhogapuram, pending disposal of the

suit., this Civil Miscellaneous Appeal is preferred by the petitioners/plaintiffs.

2. Sri N. Siva Reddy, learned counsel for the appellants filed letter dated 20/3/2017 before the Registry seeking to withdraw the above appeal on the ground that a letter to this effect was addressed to him by the appellants on 18/3/2017.

3. Permission is accorded.

4. Recording the above submission, this Civil Miscellaneous Appeal is accordingly dismissed, as withdrawn.

No costs.

4. As a sequel, miscellaneous petitions if any, shall stands disposed of.

JUSTICE SURESH KUMAR KAIT

JUSTICE U. DURGA PRASAD RAO

23/03/2017
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HONOURABLE SRI JUSTICE SURESH KUMAR KAIT
AND
HONOURABLE SRI JUSTICE U. DURGA PRASAD RAO

CIVIL MISCELLANEOUS APPEAL No. 969 OF 2016
(DISMISSED AS WITHDRAWN)
{Per the Hon'ble Sri Justice Suresh Kumar Kait}



Date: 23/03/2017
Circulation No.
Court Master: I s L