

**The Hon'ble Sri Justice C.V.Nagarjuna Reddy**

**and**

**The Hon'ble Smt. Justice T.Rajani**

**Civil Revision Petition No.335 of 2017**

**Date: 25.01.2017**

**Between:**

Mohammed Jamsheed (died) and 6 others

**... Petitioners**

**and**

Botta Naga Chiranjeevi Reddy

**...Respondent**

**Counsel for the Petitioners: Mr.V.Surendra Reddy**

**Counsel for the respondent: Mr.P.Sashi Kiran**

**The Court made the following:**



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

This Civil Revision Petition is filed under Article 227 of the Constitution of India feeling aggrieved by docket order, dated 27-12-2016, in AOP.No.27 of 2013 on the file of the Principal District Judge, Krishna District at Machilipatanam.

At the hearing, Mr.V.Surendra Reddy, learned Counsel for the petitioners, submitted that his clients are mainly aggrieved by marking of Ex.A.3 at the instance of the respondent without proper opportunity to them.

A perusal of the order under revision shows that Exs.A.1 to A.12 were marked after calling the petitioners absent.

In our opinion, the petitioners are entitled to an opportunity of putting forth their objections to the marking of Ex.A.3 as they could not avail the same at the time of its marking.

Mr.P.Sashi Kiran, learned Counsel for the respondent, also did not oppose to this extent.

In the light of the above, the Civil Revision Petition is disposed of with the direction to the lower Court to permit the petitioners to raise their objection to the marking of Ex.A.3 and decide on its relevancy and admissibility after hearing both sides.

As a sequel to disposal of the Civil Revision Petition, CRPMP.No.416 of 2017, filed by the petitioners for interim relief, is disposed of as infructuous.

(C.V.Nagarjuna Reddy, J)

(T.Rajani, J)

Dt: 25<sup>th</sup> January, 2017  
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