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

SECOND APPEAL NO.465 OF 2018

DATED:27-04-2018

Between:

Devisetty Venkata Koteswara Rao … Petitioner

And

Chelamkuri Pannaga Veni … Respondent

COUNSEL FOR THE APPELLANT: V.V.N. Narasimham

COUNSEL FOR THE RESPONDENT: -

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

THE COURT MADE THE FOLLOWING:

JUDGMENT:

This second appeal is filed against concurrent findings of fact in favour of the respondent. Admittedly, the tenancy in respect of the demised premises belonging to the respondent was on month to month basis and a quit notice under Section 106 of the Transfer of Property Act, 1882 was given by him to the appellant. Though the Court below has not accepted the plea of the respondent that the building has become dilapidated, both the Courts, however, upheld the plea of the respondent that Ex.A.4 quit notice dt.26.07.2010 was proper and legal. In the light of these concurrent findings, I do not find any merit in this second appeal and the same is accordingly dismissed. The appellant is, however, granted one month's time from today for delivering the vacant possession of the suit schedule property.

As a sequel to dismissal of the second appeal, I.A. Nos.1 and 2 of 2018 shall stand disposed of as infructuous.

C.V. NAGARJUNA REDDY, J

27-04-2018

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HIGH COURT OF JUDICATURE AT HYDERABAD
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