HON'BLE SRI JUSTICE S.V. BHATT

C.R.P.Nos.3584 & 3622 OF 2011

COMMON ORDER:

Heard Mr.B.Narasimha Sarma and Mr.N.Sriram Murthy, learned counsel for parties in these two revisions.

Movva Sridevi, wife of Nageswararao, the revision petitioner in C.R.P.No.3584 of 2011, is the plaintiff in O.S.No.198 of 2008. Movva Nageswara Rao, the 2nd respondent in C.R.P.No.3584 of 2011, is the plaintiff in O.S.No.166 of 2009. The plaintiffs in these two suits filed I.A.Nos.752 of 2008 and 551 of 2009 for the relief of temporary injunction. The learned trial Judge rejected the prayers for temporary injunction and for the reasons recorded in the order of the trial Court, it appointed Advocate Receiver to administer the suit schedule properties. Movva Sridevi aggrieved by the common order in these interlocutory applications filed C.M.A.Nos.18 and 17 of 2010. The learned District Judge through the common order impugned in the revisions rejected the prayer of Movva Sridevi for the relief of temporary injunction and at the same time in the appeals filed by her granted temporary injunction in favour of Movva Nageswara Rao. Hence, these two revisions at the instance of Movva Sridevi.

The revisions were admitted and this Court granted interim suspension of the common order dated 23.04.2011 of the learned XI-Additional District Judge (FTC), Guntur. The interim suspension granted by this Court is subsisting as on date. Both the learned

counsel, on instructions, submit that the trial of the suits is completed and the suits are ripe for arguments.

This Court is of the view that consideration of any of the prayers independently at this stage, since the trial is completed, ought to be avoided. Further, against the injunction granted in favour of Movva Nageswara Rao, the revision petitioner enjoys the suspension.

Having regard to these circumstances, the revisions are disposed of by this order:

Interim suspension granted on 23.09.2011 is made absolute and the trial Court considers and disposes of O.S.No.198 of 2008 and O.S.No.166 of 2009 as expeditiously as possible, preferably within three months from the date of receipt of a copy of this order. There shall be no order as to costs.

Pending miscellaneous petitions, if any, stand closed.

S.V.BHATT, J

14th August, 2018

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