

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

SECOND APPEAL NO.1384 OF 2017

DATED:09-02-2018

Between:

Jagadeesh Prasad Sharma ... Appellant

And

Imandi Jagannadha Rao  
and another ... Respondents

COUNSEL FOR THE APPELLANT: Mr. Nimmagadda Revathi

COUNSEL FOR THE RESPONDENTS: Mr. S.V.S.S. Siva Ram



THE COURT MADE THE FOLLOWING:

JUDGMENT:

This second appeal is filed against judgment and decree, dated 09.10.2017 in A.S. No.337 of 2009 on the file of IV Additional District Judge, Visakhapatnam, whereby he has dismissed the appeal filed against judgment and decree dt.07.04.2009 in O.S. No.567 of 2004 on the file of the Principal Junior Civil Judge, Visakhapatnam, whereby she has dismissed the suit filed by the appellant for permanent injunction restraining the respondents from interfering with his peaceful possession and enjoyment of the suit schedule premises.

2. Today, by a separate judgment, this Court has dismissed S.A. No.1400 of 2017 arising out of decree for eviction of the appellant by granting six months time for the appellant to vacate the suit schedule premises. As the subject matter of both the Second Appeals is common and following the judgment in S.A. No.1400 of 2017, the cause in this Second Appeal does not survive for adjudication.

3. The Second Appeal is accordingly dismissed.

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C.V. NAGARJUNA REDDY, J

09-2-2018

*bmr*

