

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

**WEDNESDAY, THE ELEVENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY**

PRESENT

THE HONOURABLE DR. JUSTICE SHAMEEM AKTHER

CIVIL REVISION PETITION NO: 1096 OF 2020

Petition under Article 227 of the Constitution of India, praying the inaction of the Court below to dispose of the Vacate Petition in I.A.No.203 of 2017 in O.S.No.48 of 2017 on the file of the Court the Junior Civil Judge, at Alair.

Between:

Maddiboina Ramesh, son of late Laxmaiah, aged about 52 years, occupation. Business, resident of H.No.13-1-712, Mangalhat, Hyderabad, Managing Partner of M/s Sri Vinayaka Estates, Plot No.211, Budha Nagar, Uppal Depot, Hyderabad.

...Petitioner/Defendant

AND

Nawva Damaneshwar Rao, Son of Jagannada Rao, aged about 53 years, Occupation. Employee, Resident of H.No.5-6-363, Opp. Sangamitra Bank, Bottuguda, Nalgonda Town and District.

...Respondent/Plaintiff

IA NO: 1 OF 2020

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to direct the learned Junior Civil Judge, at Alair to dispose of the Vacate Stay Petition in I.A No.203 of 2017 in O.S. No. 48 of 2017 as expeditiously as possible, within a reasonable time to be fixed by this Court, pending disposal of the Civil Revision Petition, in the interest of justice.

Counsel for the Petitioner: SRI T. PRASANNA KUMAR

Counsel for the Respondents: Sri E. MADAN MOHAN RAO

The Court made the following: ORDER

THE HON'BLE DR. JUSTICE SHAMEEM AKTHER

CIVIL REVISION PETITION No.1096 OF 2020

ORDER:

This revision, under Article 227 of the Constitution of India, is filed by the petitioner/defendant, requesting to direct the Junior Civil Judge at Alair, to dispose of I.A.No.203 of 2017 in O.S.No.48 of 2017 pending on its file, expeditiously.

2. Heard learned counsel for the revision petitioner/defendant, learned counsel for the respondent/plaintiff and perused the record.

3. In the course of submissions, it is brought to the notice of this Court that the petitioner/defendant filed I.A.No.203 of 2017 in O.S.No.48 of 2017 under order XXXIX Rules 1 and 2 read with Section 151 of CPC seeking *ad Interim* injunction before the Court below. Though the said application was filed in the year 2017, it is not yet disposed of by the Court below.

4. As per the material placed on record, the said I.A. was filed in the year 2017. Much time has been elapsed. By this time, the Court below ought to have disposed of the said Interlocutory Application.

5. Under these circumstances, the Court below is directed to dispose of I.A.No.203 of 2017 in O.S.No.48 of 2017 pending on its file within fifteen(15) days from the date of receipt of a copy of this order.

6. With the above direction, the Civil Revision Petition is disposed of. There shall be no order as to costs.

The Miscellaneous Petitions, if any, pending shall stand closed.

SD/- I. NAGA LAKSHMI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Junior Civil Judge, at Alair.
2. One CC to Sri T. Prasanna Kumar, Advocate [OPUC]
3. One CC to Sri E. Madan Mohan Rao, Advocate [OPUC]
4. Two CD Copies

MMK



HIGH COURT

DRSAJ

DATED:11/11/2020



ORDER

CRP.No.1096 of 2020

DISPOSING OF THE CIVIL REVISION PETITION WITHOUT COSTS

ssv
5 copies
Dt- 27/11/2020