

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**THURSDAY, THE TWENTY FOURTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY TWO**

**PRESENT
THE HONOURABLE SMT JUSTICE P.SREE SUDHA**

SECOND APPEAL NO: 389 OF 2014

Appeal under Section 100 of CPC against the Judgment and decree dated 17/02/2014 made in AS No 34/2012 on the file of the Court of the Principal District Judge, Khammam, preferred against the decree in OS No.304/2009 dated 18/01/2012 on the file of the Court of the Senior Civil Judge, Khammam.

Between:

SVR Purushothama Rao, S/o Prakasha Rao, Occ:- MEO, R/o H.No.4-1-282/1, Rotary Nagar, Khammam, Khammam District.

...APPELLANT/ APPELANT/ DEFENDANT

AND

Kothuru Naga Krishna Rao, S/o Rajeswara Rao, Occ:- Business, R/o Mustafa Nagar, Khammam, Khammam District.

...RESPONDENT/RESPONDENT/ PLAINTIFF

SAMP. NO: 1081 OF 2014

Petition under Section 151 of CPC praying that in the circumstances stated in the affidavit, the High Court may be pleased to grant stay of execution of decree dt.18-01-2012 passed in O.S.No.304 of 2009 on the file of the Senior Civil Judge, Khammam as was confirmed by decree and judgment dt.17-02-2014 passed in A S No 34 of 2012 on the file of Principal District Judge, Khammam

For the Appellant : SRI NIMMAGADDA SATYANARAYANA, Advocate

For the Respondent : NONE APPEARED

The Court delivered the following: JUDGMENT

THE HON'BLE SMT. JUSTICE P. SREE SUDHA

S.A.No.389 of 2014

JUDGMENT

Learned counsel for the appellant submitted that the cause in the appeal does not survive for adjudication and has become infructuous, as the suit is filed for recovery of amount and the E.P. was executed.

Recording the said submission, the appeal is dismissed as infructuous. No costs.

Pending miscellaneous applications, if any, shall stand closed.

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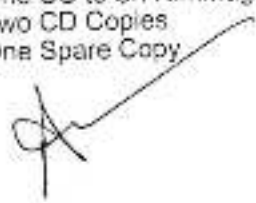
Sd/-K.SRINIVASA RAO
JOINT REGISTRAR

SECTION OFFICER

To

1. The Principal District Judge, Khammam. (with records)
2. The Senior Civil Judge, Khammam.
3. One CC to Sri Nimmagadda Satyanarayana, Advocate (OPUC)
4. Two CD Copies
5. One Spare Copy

Kj.



HIGH COURT

DATED:24/02/2022



JUDGMENT

SA.No.389 of 2014

DISMISSING THE SA AS INFRUCTUOUS WITHOUT COSTS.

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K. M. A.
24/3/2022