

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

**TUESDAY, THE NINETEENTH DAY OF APRIL
TWO THOUSAND AND TWENTY TWO**

PRESENT

THE HON'BLE SMT. JUSTICE G.ANUPAMA CHAKRAVARTHY

APPEAL SUIT No.2523 of 1999

Appeal Under Section 96 of CPC against the Common Judgment and decree dated 05-12-1999 in O.S.No.49 of 1991 and O.S.No.12 of 1992 on the file of the Court of the Senior Civil Judge, Nizamabad

Between:

1. Tajuddin S/o Keshavji, (died Per LRs) aged 60 years, R/o H.No.9-4-305/68, Barkatpura, Nizamabd.
2. Smt. Roshan, Sanjeeva Reddy Nagar Police Station, Sanjeeva Reddy Nagar, Hyderabad.

(Appellant No.2 is brought on record as LR of the deceased Appellant No.1 vide Court Order dated 15.11.2002 in CMP.No.21777 of 2002)

...APPELLANT/DEFENDANT

AND

Engu Kishan, S/o Rajesham, aged 33 years, Occ: Business R/o 7-6-571/4, Kishan Gunj, Nizamabad

...RESPONDENT/PLAINTIFF

Counsel for the Appellants: SRI SOURAB AGARWAL FOR

SRI V. RAVINDER RAO

Counsel for the Respondent: SRI JALLI KANAKAIAH

The Court delivered the following: JUDGMENT

THE HONOURABLE SMT. JUSTICE G.ANUPAMA CHAKRAVARTHY

A.S.No.2523 of 1999

ORDER

It is reported by Sri Sourab Agarwal, Advocate, representing Sri V.Ravinder Rao, learned counsel for appellant, that the appellant died.

2. The record shows that originally the sole appellant by name Tajuddin died and his legal representative Smt.Roshan was brought on record. At this juncture, it is reported that Smt.Roshan also died and no steps were taken to bring the legal representatives of Smt.Roshan on record and learned counsel for appellant also reported that there were no instructions from the parties as to the legal representatives of Smt.Roshan.

3. Taking on record the submission made by the learned counsel for appellant and no steps have been taken to bring the legal representatives of the appellant on record, this Appeal is dismissed as abated.

4. Pending miscellaneous applications, if any, shall stand closed.

//TRUE COPY//

SD/-K.SRINIVASA RAO
JOINT REGISTRAR

SECTION OFFICER

To,

1. The Senior Civil Judge, Nizamabad. (with records)
2. One CC to Sri Sourab Agarwal, Advocate [OPUC]
3. One CC to Sri Jalli Kanakaiah, Advocate [OPUC]
4. Two CD Copies
5. One Spare Copy

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HIGH COURT

DATED: 19/04/2022

JUDGMENT

A.S.No.2523 of 1999



DISMISSING THE APPEAL
AS ABATED

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RMA
09/11/2022