

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

**FRIDAY, THE TWENTY SECOND DAY OF APRIL
TWO THOUSAND AND TWENTY TWO**

PRESENT

THE HONOURABLE SRI JUSTICE A.VENKATESHWARA REDDY

SECOND APPEAL NO: 743 OF 2016

Appeal Under Section 100 of C.P.C. against the Judgment and decree dated 15.03.2018 in A.S.No.68 of 2011 on the file of the Court of the II Additional Chief Judge, City Civil Court, Hyderabad, preferred against the Judgement and decree dated 31.12.2010 in OS. No. 4111 of 2009 on the file of the XIX Junior Civil Judge, City Civil Court at Hyderabad.

Between:

1. K.Shankar, S/o Late K.Agaiah Aged 63 years, Occ : Retd. Govt. Servant,
2. K.Sharat Chandra, S/o K. Shankar, Aged 31 years, Occ : Student Both are residents of H.No.16-11-408/A, Moosarambagh, SBI colony Road, Hyderabad-36

...APPELLANT/APPELLANTS/DEFENDANTS

AND

K.Kausalya, W/o K. Sayanna, Aged 57 years, Occ :Housewife, R/o H.No.16-11-408/A, Moosarambagh, Hyderabad

...RESPONDENT/RESPONDENT/PLAINTIFF

I.A. NO: 2 OF 2016(SAMP. NO: 1842 OF 2016)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased grant stay of execution of judgment and decree dated 15.03.16 passed in AS No.68/2011 on the file of II Addl.Chief Judge, City Civil Court, Hyderabad confirming the judgment and decree passed in OS No.4111/09 dated 31.12.2010 on the file of XIX Junior Civil Judge, City Civil Court, Hyderabad pending disposal of the SA

Counsel for the Appellants:SRI. SHIVA SHANKER CHOWDARY (NP)

Counsel for the Respondents: DAMODAR MUNDRA (NP)

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE A.VENKATESHWARA REDDY

SECOND APPEAL No.743 OF 2016

JUDGMENT :

No representation for the appellants and respondent. On the last date of hearing also there was no representation and accordingly, the matter was adjourned to today with a condition that no further adjournments will be granted for advancing submissions on substantial questions of law. Hence presence or representation on behalf of the appellants is felt essential. Therefore, I find no merit to adjourn the matter in the absence of representation on behalf of the appellants. Accordingly, this second appeal is dismissed for default for non-prosecution. In the circumstances of the case, the parties shall bear their respective costs. Miscellaneous petitions, if any, pending, in this second appeal, shall stand closed.

//TRUE COPY//

SD/-K.SRINIVASA RAO
JOINT REGISTRAR

SECTION OFFICER

To,

1. The II Additional Chief Judge, City Civil Court at Hyderabad.
2. The XIX Junior Civil Judge, City Civil Court at Hyderabad.
3. One CC to SRI. SHIVA SHANKER CHOWDARY Advocate [OPUC]
4. One CC to SRI. DAMODAR MUNDRA Advocate [OPUC]
5. Two CD Copies
6. One Spare Copy

MMA



HIGH COURT

DATED:22/04/2022



JUDGEMENT

SA.No.743 of 2016

DISMISSING FOR NON PROSECUTION

AM 7
6/6/2022