

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

MONDAY, THE THIRTY FIRST DAY OF OCTOBER
TWO THOUSAND AND TWENTY TWO

PRESENT

**THE HONOURABLE Dr. JUSTICE SHAMEEM AKTHER
AND
THE HONOURABLE SRI JUSTICE NAGESH BHEEMAPAKA**

C.M.A.Nos.906 and 907 of 2007

CMA.No.906 of 2007

Appeal Under Section 28 of the Hindu Marriages Act, 1955 against the Judgment and Decree in O.P.No.46 of 2005 dated 30.07.2007 on the file of the Court of the Senior Civil Judge, Nalgonda.

Between:

T. Saraswathi, W/o. Laxma Reddy, aged 29 years, Occ: Household Presently
R/o.H.No.5-11-182, Shantinagar, Nalgonda Town and District

...APPELLANT/RESPONDENT

AND

T. Laxma Reddy, S/o.Venkat Reddy, aged 39 years, Occ: Government
Teacher R/o.6-7-44, Shivajinagar, Nalgonda, Nalgonda District.

...RESPONDENT/PETITIONER

I.A. NO: 1 OF 2007(CMAMP. NO: 2127 OF 2007)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed herein, the High Court may be pleased suspend to the extent of the Judgment and Decree dated 30.7.2007 in O.P.No.46 of 2005 on the file of Senior Civil Judge, Nalgonda, Nalgonda District.

CMA.No.907 of 2007

Appeal Under Section 28 of the Hindu Marriages Act, 1955 against the Judgment and Decree in O.P.No.49 of 2005 dated 30.07.2007 on the file of the Court of the Senior Civil Judge, Nalgonda.

Between:

T. Saraswathi, W/o. Laxma Reddy, aged 29 years, Occ: Household Presently R/o.H.No.5-11-182, Shantinagar, Nalgonda Town and District

...APPELLANT/RESPONDENT

AND

T. Laxma Reddy, S/o.Venkat Reddy, aged 39 years, Occ: Government Teacher R/o.6-7-44, Shivajinagar, Nalgonda, Nalgonda District.

...RESPONDENT/PETITIONER

Counsel for the Appellant in both cases: SRI M. VENKAT RAM REDDY

Counsel for the Respondent in both cases: SRI J. VENUDHAR REDDY

The Court delivered the following: COMMON JUDGMENT

**THE HON'BLE Dr. JUSTICE SHAMEEM AKTHER
AND
THE HON'BLE SRI JUSTICE NAGESH BHEEMAPAKA**

C.M.A.Nos.906 AND 907 OF 2007

COMMON JUDGMENT: (Per the Hon'ble Dr.SA.1)

These appeals, under Section 28 of the Hindu Marriage Act, 1955, are filed by the appellant/wife aggrieved by the common order, dated 28.07.2007, passed in O.P.Nos.46 and 49 of 2005 by the learned Senior Civil Judge, Nalgonda, whereby, the subject O.P.No.46 of 2005 filed by the respondent/husband, under Section 13(1)(a)(ib) of the Hindu Marriage Act, seeking divorce, was allowed, and the subject O.P.No.49 of 2005 filed by the appellant/wife, under Section 9 of the Hindu Marriage Act, seeking restitution of conjugal rights, was dismissed.

2. Heard the learned counsel for both sides and perused the record.
3. In terms of the order, dated 22.06.2022, passed by this Court, the respondent/husband is present before this Court.
4. Sri M. Venkatram Reddy, learned counsel for the appellant, on instructions, would submit that the appellant/wife is no more

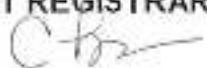
interested to pursue these appeals and left the matter to the discretion of the Court.

5. Taking on record the said submissions, both the appeals are dismissed as not pressed. With regard to the dispute in relation to payment of permanent alimony or regular maintenance, as the case may be, it is open to the parties to workout the remedies available under law before appropriate Court.

Miscellaneous petitions, if any, pending in these appeals shall stand closed. There shall be no order as to costs.

//TRUE COPY//

SD/-K.SRINIVASA RAO
JOINT REGISTRAR


SECTION OFFICER

To,

1. The Senior Civil Judge, Nalgonda. (with records)
2. One CC to Sri M. Venkat Ram Reddy, Advocate [OPUC]
3. One CC to Sri J. Venudhar Reddy, Advocate [OPUC]
4. Two CD Copies

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HIGH COURT

DATED: 31/10/2022



COMMON JUDGMENT

CMA.Nos.906 and 907 of 2007

DISMISSING THE BOTH CMA's
AS NOT PRESSED
WITHOUT COSTS

⑥ Copies
[Handwritten signature]
20/12/2022