

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

**WEDNESDAY, THE TWENTY SEVENTH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SMT JUSTICE P.SREE SUDHA

SECOND APPEAL NO: 413 OF 2005

Appeal Under Section 100 of C.P.C. against the Judgment and Decree dated 03-04-2004 made in A.S.No.24 of 1998 on the file of the Court of the Special Judge for Trial of Offences Under SC&STs (POA) Act –cum- The VI Additional Metropolitan Sessions Judge –cum- The Additional Chairman MACT –cum- The X Additional Chief Judge, Secunderabad. Preferred against the Judgment and Decree Passed in O.S.No.457 of 1996 dated 16-02-1998 on the file of the Court of the XI Assistant Judge, City Civil Court at Secunderabad.

Between:

D.Pochaiah, S/o late Mallaiah, Occ- Retired Employee, R/o 6-4-44, New Bolakpur, Secunderabad.

...Appellant/Respondent/Plaintiff

AND

1. Smt. Dhana Lakshmi, W/o late Dasarath, Occ- House hold, R/o H.No.6-4-453, New Bolakpur, Secunderabad.
2. R/ Padma Rao, S/o late R.Anjaiah, Occ- Pvt. Employee, R/o H.No.12-11-1173/A, Parsi gutta, Amber Nagar,

...Respondent/Respondent/Respondent

Counsel for the Appellant: Sri. T. RAMULU (Not Present)

Counsel for the Respondents:

The Court delivered the following: JUDGMENT

THE HONOURABLE SMT JUSTICE P. SREE SUDHA

SECOND APPEAL NO. 413 OF 2005

JUDGMENT:

Appellant/Plaintiff has filed O.S.No.457 of 1996 on the file of XI Assistant Civil Judge, City Civil Court, Secunderabad, for recovery of money. The trial Court decreed the suit. The unsuccessful defendants preferred appeal *vide* A.S.No.24 of 1998 wherein the appellate Court dismissed the appeal, against which the second appeal has been filed.

2. A perusal of the docket proceedings shows that the learned counsel for the appellant did not evince any interest to pursue the second appeal proceedings. On 11.08.2023, as there was no representation on behalf of the learned counsel for the appellant, the matter was directed to be listed under the caption 'for dismissal'. Even today also, there is no representation for the appellant. No purpose would be served in continuing the Second Appeal.

3. Accordingly, the Second Appeal is dismissed. No order as to costs.

Pending miscellaneous applications, if any, shall stand closed.

**Sd/- M. RAMANA KRISHNA
DEPUTY REGISTRAR**

//TRUE COPY//


SECTION OFFICER

To,

1. The Special Judge for Trial of Offences Under SC&STs (POA) Act –cum- The VI Additional Metropolitan Sessions Judge –cum- The Additional Chairman MACT –cum- The X Additional Chief Judge, Secunderabad
2. The XI Assistant Judge, City Civil Court at Secunderabad.
3. One CC to Sri. T. RAMULU Advocate [OPUC]
4. Two CD Copies

PSR



HIGH COURT

PSS,J

DATED:27/09/2023

JUDGMENT

SA.No.413 of 2005



DISMISSED

⑥
7/2/24
HSH