

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: 1653 OF 2004

Appeal under Section 100 of C.P.C against the Judgment and Decree dated 25.10.2004 made in A.S.No.10 of 2004 on the file of the Court of the V Addl. District Judge, (III FCT), Miryalguda .

Preferred against the Judgment and Decree passed in O.S. No. 41 of 2002 Dated 19.01.2004 on the file of the Senior Civil Judge, Miryalguda.

Between:

Valisetti Manohar, S/o. Late V. Yella Ramulu Doctor R/o. Vidyanagar Colony,
Nalgonda Town.

...APPELLANT/RESPONDENT/PLAINTIFF

AND

Ankati Satyamaiah , Satyam, S/o. Rajamallaiiah Business R/o. 19-430, Reddy
Colony, Miryalaguda Town, Nalgonda Dist.

...RESPONDENT/APPELLANT/DEFENDANT

I.A. NO: 1 OF 2004(SAMP. NO: 13399 OF 2004)

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 suspend the operation and execution of the Judgment and Decree passed in A.S.No. 10/2004 dated 25-10-2004 on the file of V Addl. Dist. Judge (III Fast Track), Miryalaguda pending disposal of above second appeal .

Counsel for the Appellant(s) : SRI. SERLA PANDARI

Counsel for the Respondent: VENUGOPALA RAO PASNOORU

The Court delivered the following: JUDGMENT

THE HONOURABLE SMT JUSTICE P. SREE SUDHA

SECOND APPEAL NO. 1653 OF 2004

JUDGMENT:

Appellant/Plaintiff has filed O.S.No.41 of 2002 on the file of Senior Civil Judge, Miryalaguda, for recovery of money. The trial Court decreed the suit. The unsuccessful defendant preferred appeal *vide* A.S.No.10 of 2004 wherein the appellate Court allowed 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 08.08.2023, 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 V Addl. Dist. Judge (III Fast Track), Miryalaguda (With Records)
2. The Senior Civil Judge, Miryalaguda. (With Records)
3. One CC to Sri. Serla Pandari Advocate [OPUC]
4. One CC to Sri. Venugopala Rao Pasnooru Advocate [OPUC]
5. Two CD Copies

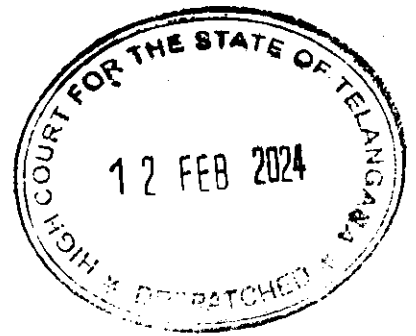
AR

HIGH COURT

DATED:27/09/2023

JUDGMENT

SA.No.1653 of 2004



THE SECOND APPEAL IS DISMISSED
WITHOUT COSTS

7 Copies

Em
27/11/24