

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

**FRIDAY, THE SEVENTEENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HON'BLE SMT. JUSTICE K. SUJANA

APPEAL SUIT No: 989 of 2017

Appeal under Section 96 of CPC., aggrieved by the Decree and Judgment dated 22-03-2017 in OS No.10 of 2011 on the file of the Court of the II Additional District Judge Mahabubnagar.

Between:

1. Ali Bin Mohd.Bin Zakin, S/o Mohd. Been Abdullah Bin Zakin, Aged about 80 years, Occ Business, R/o.H.No.1-8-20, Nalbowil Street, Near Fire Station, Mahabubnagar Through GPA Appellant no.2.
2. Abdullah Abur Raheen Bin Zakir @ Abbu Jani, S/o Abur Raheem Ahmed Bin Lakin, Aged about 66 years, Occ Business, R/o H.No.1-4-113, New Town, Mahabubnagar (GPA Holder of appellant no.1)
3. Mohd Maqbool Ahmed, S/o Ahmed, Aged about 44years, Occ Real Estate Business, H.No.2-12, Dr. Abdul Khalam Nagar, Mahabubnagar.
4. Ahmed Ali, S/o Sadiq Ali, Aged about 46 years, Occ: Business, Sana Furniture Waqf Complex, Raichur Road, Mahabubnagar

...Appellant's/Defendant No.1,2 & 4,5

AND

1. P. Laxman, S/o Vashya, Aged about 33 years, Occ: Psychologist, BASE Educational and Welfare TNGOs Complex, Station Road, Mahabubnagar.

...Respondent

2. Khadri Sab, S/o Not Known, Age 59 Years, Occ: Business & Political Leader, H No.1-5-36/1, Riyaz Mandir, New Town, Mahabub Nagar

(R-2 not necessary party)

...Respondent/Defendant No.3

I.A. NO: 1 OF 2017(ASMP. NO: 2444 OF 2017)

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 to stay the operation of the Judgment and decree dated 22-03-2017 passed in

O.S.No.10 of 2011 on the file of the Hon'ble II Additional District Judge at Mahabunagar, Pending disposal of the above Appeal to meet the ends of Justice in the interest of Justice.

Counsel for the Appellants: SRI APARNA KOTHAM (Not Present)

Counsel for the Respondent: SRI CHALLA SRINIVASA REDDY

The Court delivered the following: JUDGMENT

THE HON'BLE SMT. JUSTICE K. SUJANA

APPEAL SUIT No.989 of 2017

JUDGMENT:

There is no representation on behalf of the appellant on 24.08.2023, 08.09.2023 and 06.10.2023. Despite listing the matter under the caption 'for dismissal', even today, there is no representation on behalf of the appellant.

Therefore, this Appeal Suit is dismissed for non-prosecution. There shall be no order as to costs.

As a sequel, the miscellaneous petitions, if any, pending in the Appeal Suit shall stand closed.

**SD/- K.SAILESHI
DEPUTY REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The II Additional District Judge Mahabubnagar.
2. One CC to SRI APARNA KOTHAM Advocate [OPUC]
3. One CC to SRI CHALLA SRINIVASA REDDY, Advocate [OPUC]
4. Two CD Copies

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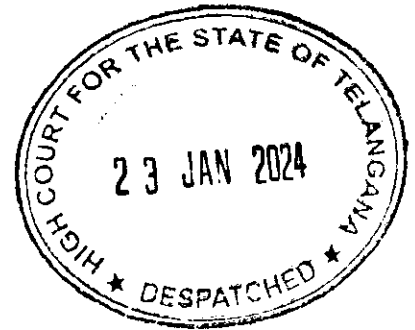
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HIGH COURT

DATED:17/11/2023

JUDGMENT

AS.No.989 of 2017



**THIS APPEAL SUIT IS DISMISSED
FOR NON-PROSECUTION**

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8/1/24
HVT