IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

WEDNESDAY ,THE THIRD DAY OF JULY
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE G.NARENDAR

AND

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

FCA NO: 17 OF 2024

Appeal under Section19 Family Court Act aggrieved by order dated 04.12.2023 passed in FC OP. No. 25 of 2020 on the file of the XIV Additional District and Sessions Judge - Cum - Judge, Additional Family Court, Vijayawada

Between:

Karri Rama Sai Bhimeswara Reddy, S/o Koteswara Reddy, Hindu, Aged about 41 years. Business, Resident of D.NO. 17-143, Chilukurivari Street, Opposite to Railway Station, Akividu Village AND / Mandal, West Godavari District.

...APPELLANT / RESPONDENTS

AND

1. Karri Sridevi @ Muvva Sridevi, W/o Rama Sai Bhimeswara Reddy, Hindu, Aged about 36 years, Housewife, C/o Muwa Vijaya Lakshmi Bharathi Devi, Presently residing in Flat No. I-B, Jayanthi Emerald

Apartments, D.N. 30-1-13, Kumaraiah Street, Arundalpet, Vijayawada City.

2. Karri Ram Charan Reddy, S/o Rama Sai Bhimeswara Reddy, Hindu, Aged about 1 1/2 years, being minor represented by his mother/natural guardian i.e., the 1st Respondent i.e.. Karri Sridevi @ Muwa Sridevi, W/o Rama Sai Bhimeswara Reddy, Hindu, Aged about 36 yeas. Housewife, C/o Muwa Vijaya Lakshmi Bharathi Devi, Presently residing in Flat No. 1-B, Jayanthi Emerald Apartments, D.N. 30-1-13, Kumaraiah Street, Arundalpet, Vijayawada City.

...RESPONDENTS / PETITIONERS

IA NO: 2 OF 2024

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 extend 12 weeks of time to comply the conditional order of this Court passed in I.A. No. 1 of 2024 in FCA No. 17 of 2024, dated 13-02-2024 in the interest of justice,

Counsel for the Appellants : SRI. KALEEMULLA S
Counsel for the Respondents: M/S INDUS LAW FIRM
The Court made the following: JUDGMENT

IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

HONOURABLE SRI JUSTICE G. NARENDAR
AND
HONOURABLE SMT. JUSTICE KIRANMAYEE MANDAVA

F.C.A.No.17 of 2024

JUDGMENT: *(per Hon'ble Sri Justice G. Narendar)*

The appeal was previously listed on 26.06.2024 and noting the absence of the learned counsel for the appellant on that day, this Court has ordered that the appeal be listed under the caption 'For Dismissal' on 03.07.2024 i.e., today. When the case is called today, again there is no representation on behalf of the appellant.

2. Learned counsel for the respondents submits that despite the interim order dated 13.02.2024 passed by this Court, directing the appellant to deposit the entire arrears and to pay 50% of the maintenance granted by the trial Court on future dates, there has been no attempt by the appellant to comply with the same.

3. The attitude of the appellant is quite apparent and the appellant is using the justice dispensation system to avoid payments as ordered by the trial Court. The attitude of the appellant in not complying with the directions issued by this Court amplifies such conduct which, in our considered opinion, constitutes abuse of the

process of the Court. Such unscrupulous appellants and proceedings which lack *bona fide*, ought not to be entertained.

4. Accordingly, the appeal stands dismissed for default. As a sequel, pending interlocutory applications, if any, shall stand closed. There shall be no order as to costs.

SD/- K TATA RAO
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The XIV Additional District and Sessions Judge - Cum - Judge, Additional Family Court, Vijayawada.
2. One CC to Sri Kaleemulla S, Advocate [OPUC]
3. One CC to M/S Indus Law Firm, Advocate [OPUC]
4. The Section Officer, V.R Section, High Court of Andhra Pradesh.
5. Three CD Copies

Psr

vna

HIGH COURT

DATED:03/07/2024

ORDER

FCA.No.17 of 2024



DISMISSING THE FCA FOR DEFAULT