IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

WEDNESDAY, THE SIXTEENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE NINALA JAYASURYA

AND

THE HONOURABLE SMT JUSTICE SUMATHI JAGADAM

FIRST APPEAL NO: 132 OF 2018

Appeal filed under section 96 of CPC., against the Judgment and Decree dated 31-10-2017 in OS.No. 28 of 2015 passed by the X Additional District Jugde, West Godavari District at Narsapur.

Between:

Penumatsa Surapa Raju, S/o.Late Satyanaraya Raju, aged about 61 years, Occ: Business, R/o.3E, Dhuvatara Apartments, Behind Medinova Hospital, Rajbhavan Road, Hyderabad

...Appellant/Defendant No.1

AND

1. Penumatsa Surya Padmavathi, W/o. Late Satyanarayana Raju, aged about 78 years, Occ: House hold, R/o.D.No. 2-1-51,Lajapatrai Pet, Palakol, West Godavari District

...Respondent/Plaintiff

2. Kunumuri Vijaya Lakshmi Kumari, W/o.K.V.S.L.N.Raju, aged about 54 years, Occ: House-wife, R/o.D.No. 2-1-51, Lajapatrial Pet, Ward No. 3, Palakol, West Godavari District

...Respondent/Respondent

IA NO: 1 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 of all further proceedings in executing the Judgment and Decree dt.31-10-2017 passed in OS.No. 28 of 2015 on the file of the X Additional District Judge, Narsapur pending disposal of the main appeal

Counsel for the Appellant: Sri. Venkat Rao Patil

Counsel for the Respondent No.1: Sri Rama Mohan Palanki

Counsel for the Respondent No.2: Sri M Prudhvi Raju

The Court made the following: JUDGMENT

APHC011027312017

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3494]**
(Special Original Jurisdiction)

WEDNESDAY, THE SIXTEENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FOUR

PRESENT
THE HONOURABLE SRI JUSTICE NINALA JAYASURYA
THE HONOURABLE SMT JUSTICE SUMATHI JAGADAM

APPEAL SUIT No.132 of 2018

Between:

1. PENUMATSA SURAPA RAJU, S/O.LATE SATYANARAYA RAJU, AGED ABOUT 61 YEARS,OCC-BUSINESS, R/O.3E,DHUVATARA APARTMENTS, BEHIND MEDINOVA HOSPITAL, RAJBHAVAN ROAD,HYDERABAD

...APPELLANT

AND

1. PENUMATSA SURYA PADMAVATHI AND ANOTHER, W/O. LATE SATYANARAYANA RAJU, AGED ABOUT 78 YEARS, OCC-HOUSE HOLD, R/O.D.NO. 2-1-51,LAJAPATRAI PET,PALAKOL, WG DISTRICT
2. KUNUMURI VIJAYA LAKSHMI KUMARI, W/O.K.V.S.L.N.RAJU, AGED ABOUT 54 YEARS, OCC-HOUSE HOLD, R/O.D.NO.2-1-51, LAJAPATRIAL PET,WARD NO. 3,PALAKOL,WG DISTRICT

...RESPONDENTS

Setting aside the judgment and decree dated 31-10-2017 in OS. No.28 of 2015 passed by the X Addl. District Judge, WG District at Narsapur and pass

IA NO: 1 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 of all further proceedings in executing the judgment and decree dt.31-10-2017 passed in OS. No.28 of 2015 on the file of the

X Addl. District Judge, Narsapur pending disposal of the main appeal and pass

IA NO: 1 OF 2018

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

Counsel for the Appellant:

1. VENKAT RAO PATIL

Counsel for the Respondents:

1. RAMA MOHAN PALANKI
2. PRUDHVI RAJ MUDUNURI

The Court made the following JUDGMENT:

Though the appeal is listed under the caption "For Dismissal", there is no representation on behalf of the appellant. It appears that the appellant is not interested in pursuing the appeal.

2. Hence, the appeal suit is dismissed. No order as to costs. Miscellaneous petitions pending, if any, shall stand closed.

SD/- M RAMESH BABU
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The X Additional District Judge, Narsapur, West Godavari District.
2. One CC to Sri. Venkat Rao Patil Advocate [OPUC]
3. One CC to Sri. Rama Mohan Palanki Advocate [OPUC]
4. The Section Officer, V.R Section, High Court of Andhra Pradesh.
5. **Three CD Copies**

SAM

vna

HIGH COURT

DATED:16/10/2024

JUDGMENT

AS.No.132 of 2018



DISMISSING THE APPEAL SUIT FOR NON-PROSECUTION WITHOUT COSTS