IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THURSDAY, THE ELEVENTH DAY OF JANUARY
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE DR. JUSTICE G.RADHA RANI

SECOND APPEAL NO: 872 OF 2010

Second Appeal under Section 100 of C.P.C against the Judgment and Decree dated 25.06.2010 made in A.S.No. 487 of 2005 on the file of the Court of the XI Additional Chief Judge, city Civil Court, Hyderabad.

Between:

Bharatiya Vidya Bhavan, Hyderabad Kendra rep by its Registrar O/o.King Koti, Hyderabad.

...appellant

AND

1. Bharatiya Vidya Bhavans Staff Employees Union of AP, Regd No.B1693 rep by its General Secretary O/o.King Koti, Hyderabad.
2. M.Mukesh President, Bharatiya Vidya Bhavans Staffs & Employees Union of AP King Koti, Hyderabad.
3. B.R.Jithender Working President, Bharatiya Vidya Bhavans Staff & Employees Union of AP Regd No.1093, King Koti, Hyderabad.

...Respondents

I.A. NO: 1 OF 2010(SAMP. NO: 1962 OF 2010)

Petition under Order XXXIX Rule 1 & 2 R/w 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 grant temporary injunction restraining the respondents 2 and 3 from picketing demonstrating, gheroaing, or preventing the ingress and egress of the petitioner's vehicles, staff, teachers, students, employees and visitors from entering into the petitioner's premises and holding meeting, demonstrations, slogans, shouting within a distance of 500 Mts from the entrance of the petitioner's premises.

Counsel for the Appellant(s):SRI. VIVEK JAIN

Counsel for the Respondent No.3: Sri N HARI PRASAD

The Court delivered the following: JUDGMENT

THE HONOURABLE DR.JUSTICE G. RADHA RANI

SECOND APPEAL No.872 of 2010

JUDGMENT:

Learned counsel for the appellant reported that the respondent No.1 – Bharatiya Vidya Bhavans Staff Employees Union is not functioning at present. As such, the cause of action would not survive and sought permission of this Court for withdrawal of the Second Appeal with a liberty to file as and when necessary.

2. Permission is accorded as prayed for.

3. Accordingly, the Second Appeal is dismissed as withdrawn granting a liberty to the appellant to agitate the matter as and when required.

No order as to costs.

As a sequel, miscellaneous applications pending in this appeal if any, shall stand closed.

SD/- CH. VENKATESWARLU
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The XI Additional Chief Judge, city Civil Court, Hyderabad (with records)
2. One CC to SRI. VIVEK JAIN Advocate [OPUC]
3. One CC to SRI. N HARI PRASAD Advocate [OPUC]
4. Two CD Copies

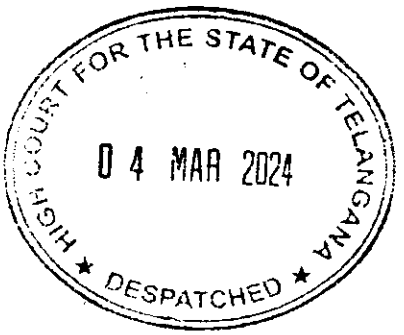
SP/JK

HIGH COURT

DATED:11/01/2024

JUDGMENT

SA.No.872 of 2010



SECOND APPEAL IS DISMISSED AS WITHDRAWN

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