

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

TUESDAY, THE THIRTIETH DAY OF JULY
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE P.SAM KOSHY
AND
THE HONOURABLE SRI JUSTICE SAMBASIVARAO NAIDU

Civil Miscellaneous Appeal No.729 of 2008

Appeal filed under Section 39(vi) of Arbitration and Conciliation Act, 1996,
against the order dated 02.04.2008 passed in Arb.O.P.No.1725 of 2005 on the file of
the Chief Judge, City Civil Court at Hyderabad.

Between:

R.Surya Prakash Rao, S/o.Koteswara Rao, Hindu, aged 60 years, Contractor
R/o.24-1-36, Samba Murthy Road, Bawajipeet, Vijayawada, Krishna District.
...Appellant/Claimant.

AND

1. Union of India, rep. by its Chief Engineer, Open Line, South Central Railway
Hyderabad.
2. Sr.Divisional Manager, South Central Railway O/o.Vijayawada, Krishna.
3. Sri Solan Gupta, CEGC, South Central Railway Presiding Officer.
4. Sri G.Brahmanand Reddy, Dy Chief Engineer/C, South Central Railway,
Vijayawada & Joint Arbitrator.
5. M.P.Rectika, Senior DFM/South Central Railway, Secunderabad, Joint
Arbitrator.

(Batta for Respondents 3 to 5 are not necessary as they are shown as formal parties.)
...Respondents.

Counsel for the Appellant: Sri Ravi Kumar Tolety(NP)

Counsel for the Respondents: --

The Court made the following: JUDGMENT

**THE HONOURABLE SRI JUSTICE P.SAM KOSHY
AND**

**THE HON'BLE JUSTICE SAMBASIVA RAO NAIDU
CIVIL MISCELLANEOUS APPEAL No.729 of 2008**

JUDGMENT: *(per Hon'ble Sri Justice P.SAM KOSHY)*

On the previous occasion also there is no representation on behalf of the appellant. Therefore, we ordered to post the matter under the caption "For dismissal".

2. None appears for the appellant even today, when the matter is taken up for hearing.

3. Therefore, this Bench is left with no other option but to dismiss the appeal for want of prosecution. Accordingly, the instant Civil Miscellaneous Appeal stands dismissed for non-prosecution.

As a sequel, miscellaneous petitions pending, if any, shall stand closed. No order as to costs.

Sd/- K. SRINIVASA RAO
JOINT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Chief Judge, City Civil Court at Hyderabad.
2. One CC to Sri Ravi Kumar Tolety, Advocate [OPUC].
3. Two CD Copies.

JCK/gh



HIGH COURT

DATED:30/07/2024

JUDGMENT

CMA.No.729 of 2008



Dismissing the C.M.A. for non-prosecution without costs.

21/11/24
b/s