

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

**WEDNESDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SRI JUSTICE P.SAM KOSHY

CIVIL REVISION PETITION NOS: 3857 AND 4116 OF 2025

CIVIL REVISION PETITION NO: 3857 OF 2025

Petition under Article 227 of the Constitution of India, aggrieved by the Order dated 19.08.2025 in I.A No. 770 of 2025 in O.S. No. 894 OF 2017 on the file of the Court of the III Additional Chief Judge, City Civil Court at Hyderabad.

Between:

Smt. Satyavathi Katragadda, W/o Venkateshwar Rao Katragadda Aged about 56 years, Occ: Business, R/o 25-66, Plot No. C BHEL AIE, Ashok Nagar, R.C. Puram, Medak Dist.

...PETITIONER/DEFENDANT

AND

Ramesh Gaikwad, S/o Late Hanmanth Rao Aged about 46 years, Occ: Business, R/o H. No. 8-3-720/A/1, Subhash Nagar, Yellaredyguda, Ameerpet, Hyderabad.

...RESPONDENT/PLAINTIFF

IA NO: 1 OF 2025

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 all further proceeding in the suit bearing O.S.No. 894 of 2017 on the file of Hon'ble III Additional Chief Judge, City Civil Court, Hyderabad pending disposal of the present CRP.

CIVIL REVISION PETITION NO: 4116 OF 2025

Petition under Article 227 of the Constitution of India, aggrieved by the docket Order dated 06.10.2025 in IA No. 1243 of 2025 in O.S. No. 894 OF 2017 on the file of the Court of the III Additional Chief Judge, City Civil Court at Hyderabad.

Between:

Smt. Satyavathi Katragadda, W/o Venkateshwar Rao Katragadda Aged about 56 years, Occ: Business, R/o 25-66, Plot No. C BHEL A/E Ashok Nagar, R.C. Puram, Medak Dist.

...PETITIONER/DEFENDANT

AND

Ramesh Gaikwad, S/o Late Hanmanth Rao Aged about 46 years, Occ: Business, R/o H.No. 8-3-720/A/1, Subhash Nagar, Yellareddyguda, Amberpet, Hyderabad.

...RESPONDENT/PLAINTIFF

IA NO: 2 OF 2025

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 all further proceeding in the suit bearing O.S. No. 894 of 2017 on the file of Hon'ble III Additional Chief Judge, City Civil Court, Hyderabad pending disposal of the present CRP.

Counsel for the Petitioner: Sri. B Vamshidhar Reddy

Counsel for the Respondent: Sri. Ajay Kulkarni

The Court made the following: ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

THE HONOURABLE SRI JUSTICE P.SAM KOSHY

Civil Revision Petition Nos.3857 and 4116 of 2025

Dated: 31.12.2025

CRP.No.3857 of 2025:

Between:

Smt.Satyavathi Katragadda

...Petitioner

AND

Ramesh Gaikward

...Respondent

ORDER:

Heard Mr.B.Vamshidhar Reddy, learned counsel for the petitioner in both the civil revision petitions. Perused the record.

2. These are the two civil revision petitions which has been filed against the orders passed by III Additional Chief Judge, City Civil Court, Hyderabad. C.R.P.No.3857 of 2025 is filed challenging order dated 19.08.2025 in I.A.No.770 of 2025 in O.S.No.894 of 2017; C.R.P.No.4116 of 2025 is filed challenging the order dated 06.10.2025 in I.A.No.1243 of 2025 in O.S.No.894 of 2017.

3. *Vide* the impugned order, learned III Additional Chief Judge, City Civil Court dismissed I.A.No.770 of 2025 in O.S.No.894 of 2017 which is a suit for recovery and has rejected I.A. filed under Section 45 of

Indian Evidence Act read with Section 151 of C.P.C., seeking to send the pro-notes filed by respondent/plaintiff under Exs.A.1 and A.2 for expert opinion along with diaries filed by the defendant along with I.A.No.1243 of 2025. Perusal of the records would go to show that the trial Court while passing impugned order in C.R.P.No.3857 of 2005 has found that the application filed by the petitioner is at a much belated stage for the reason that the plaintiff evidence was already recorded and closed and the defendant evidence was also so far as DW.1 and DW.2 was examined till that time no such effort was made by the petitioner for any opinion of the expert on the pro-notes on the basis of which a suit has been filed. The trial Court found that there is an admission on the part of the petitioner/defendant so far as signature that was found on the pro-note. Further he wants the expert opinion only so far as the other entries in the pro-note are concerned.

4. Learned counsel for the petitioner relied upon judgment of Hon'ble Supreme Court in *Tatipamula Nagaraju v. Patem Padmavathi*¹ and also judgment of High Court of Andhra Pradesh at Amaravati in Civil Revision Petition No.2681 of 2023 in the case of *Pata Sathibabu v. Akkala Sarve Vijaya Kumar* decided on 31.10.2025 in support of his contentions.

¹ (2011) 4 SCC 726

5. Having duly considered the contentions put-forth by the learned counsel for the petitioner, this Court finds that the trial Court in the course of dismissing the I.A. found that it is a case where the suit that of 2017 after the pleadings were complete and also evidence have been recorded on both the sides, it is thereafter such an application has been filed by the petitioner. Further the Court also found that the two signatures on the pro-note has been emphatically admitted by the defendant to be that of her. Further it was also found that the petitioner wanted to get the contents of the pro-note examined with certain alleged contents of the diaries which were not made part of the record and which would also for the first time brought on record by I.A.No.1243 of 2025. What also crops up in the mind of this Court is that the petitioner had all these grounds available during the course of the trial itself and it appears that he has deliberately thought it of moving such an application now at this stage of trial where the evidence of both the parties have already been recorded, which also gives an impression that the application have been moved only with an intention of further protracting the proceedings without any justifiable and strong case.

6. So far as two judgments relied on by the learned counsel for the petitioner, the judgment of Hon'ble Supreme Court in the case of *T.Nagarjau (supra)* the said case was one which arouse after the suit itself was dismissed by the trial Court after a full trial was over and

therefore the finding therein becomes distinguishable for the facts of the present case. Likewise, in the judgment of *P.Sathibabu (supra)* decided by the High Court of Andhra Pradesh at Amaravati, that was the case where the request was for an expert opinion is for comparison of the signatures of the same person on two separate set of documents. Unlike in the present case where there is an admission on the part of the petitioner that the signatures in the pro-note to be that of the petitioner itself. On this ground also, the judgment of the High Court of Andhra Pradesh is distinguishable.

7. In view of the same, no strong case as such has been made out by the petitioner. Accordingly, both the civil revision petitions stand dismissed.

Miscellaneous petitions pending, if any, shall stand closed. There shall be no order as to costs.

Sd/- B.REKHA RANI
ASSISTANT REGISTRAR

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SECTION OFFICER

To

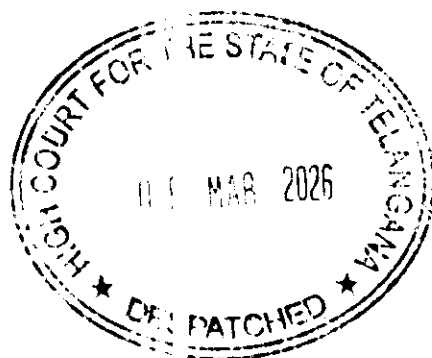
1. The III Additional Chief Judge, City Civil Court, Hyderabad
2. One CC to Sri. B Vamshidhar Reddy, Advocate [OPUC]
3. One CC to Sri. Ajay Kulkarni, Advocate [OPUC]
4. Two CD Copies

Pr/ba

Ypr

HIGH COURT

DATED:31/12/2025



ORDER

CRP.NOs.3857 AND
4116 OF 2025

DISMISSING THESE CRP'S

⑥
kpr
21/2/26