Date of reserved for orders : 15.10.2026
Date of pronouncement : 26.10.2026
Date of uploading : 28.10.2026

APHC010177832026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI [3330]
(Special Original Jurisdiction)

MONDAY, THE 26th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO

CIVIL REVISION PETITION No. 1271/2026

BETWEEN:

1. PATAN AYUB KHAN, S/o. PATAN ABDULLAH KHAN, AGED ABOUT 64 YEARS, MUSLIM, BUSINESS IN KUWAIT CITY, PRESENTLY RESIDING AT KUWAIT CITY, NATIVE OF D.NO. 11/79, THOTAPALEM STREET, NANDALURU TOWN, YSR KADAPA DISTRICT.

2. PATAN NAZEERA BANU, W/o. PATAN AYUB KHAN, AGED ABOUT 50 YEARS, MUSLIM, PRESENTLY RESIDING AT KUWAIT CITY, NATIVE OF D.No.11/79, THOTAPALEM STREET, NANDALURU TOWN, YSR KADAPA DISTRICT.

...PETITIONER(S)

AND

1. CHITTEPU LAKSHMI REDDY, S/o Late C. Narapu Reddy, Aged about 76 years, Hindu, Residing at D.No.1/1762-2, Gandhi Nagar, Yerramukkapalli, Kadapa City, YSR Kadapa District.

...RESPONDENT

Petition under Article 227 of the Constitution of India, praying that in the circumstances stated in the grounds filed herein, the High Court may be pleased to direct the Hon'ble VI Additional District Judge-cum-Family Court, Kadapa, to dispose of I.A.No.85 of 2026 in O.S.No.21 of 2020, within such time frame as this Hon'ble Court may

deem fit and proper, in the light of Circular ROC NO.126/OPCELL-E/2025 dated 27-06-2025 AND/OR pass such other order or orders.

Counsel for the Petitioner(S):

1. DHEERA KANISHKA

Counsel for the Respondent:

1. RAVULA NAGARJUNA

The Court made the following:

ORDER:

The present Civil Revision Petition is filed to direct the Hon'ble VI Additional District Judge Kadapa to dispose of the I.A. No. 85 of 2026 in O.S. No. 21 of 2020 within such time frame in the light of Circular ROC No. 126/OPCELL-E/2025 dated 27.06.2025.

2. According to Rule 3 of the said notification, cases pertaining to partition, declaration, specific performance, possession, mandatory injunction, appeals, damages, easements, trademarks, copyrights, patents and intellectual property rights, shall be disposed of within 24 months from the date of appearance or deemed appearance of the defendant-respondent in the proceedings.

3. The counsel for the petitioners would submit that 1st respondent filed suit O.S. No. No. 21 of 2020 on the file of VI Additional District Judge, Kadapa, for specific performance resulting an exparte decree dated 16.08.2022. The petitioners filed I.A. No. 649 of 2024 to condone the delay of 729 days in filing the application to set aside the exparte decree that was allowed on 03.03.2026. The petitioners subsequently filed I.A. No. 85 of 2026 to set aside the exparte decree.

4. Now the present Civil Revision Petition is filed under Article 227 of the Constitution of India to direct the trial Court for expeditious disposal of the application filed for setting aside the exparte decree

otherwise the petitioners would put to serious irreparable loss and injury. The petitioner No.1 is a senior citizen, and the referred circular indicates the need for prompt disposal of cases involving senior citizens. Therefore, the counsel requests that the trial Court be directed for expeditious disposal of the interlocutory application by fixing time frame.

5. The Apex Court in the case of ***High Court Bar Association, Allahabad Vs State of Uttarpradesh & Others***, reported in (2024) 6 SCC 267, has categorically held that, constitutional courts should not normally fix a time-bound schedule for disposal of cases pending in any court. The pattern of pendency of various categories of cases pending in every Court, including High Courts is different. The situation at the grassroots level is better known to the Judges of the courts concerned. Therefore, the issue of giving out-of-turn priority to certain cases should be best left to the courts concerned. The orders fixing the outer limit for the disposal of cases should be passed only in exceptional circumstances to meet extraordinary situations.

6. In view of the said submissions, the present Civil Revision Petition is disposed of, directing the learned trial Court to make an endeavour for early disposal of suit, in accordance with law, basing upon the seniority of pending cases. There shall be no order as to costs.

As a sequel thereto, miscellaneous petitions pending, if any shall stand closed.

JUSTICE TARLADA RAJASEKHAR RAO

Date: 26.10.2026

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THE HON'BLE SRI JUSTICE TARLADA RAJASEKHAR RAO

C.R.P.No. 1271 OF 2026

Date: 26-10-2026

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