APHC010603962026

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

FRIDAY, THE 20th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO

CIVIL REVISION PETITION NO: 3299/2026

Between:

1. CHAKROKOLLA GRACAMMA SINCE DIED, , REPRESENTED BY HER L.RS., THE PLAINTIFF AND DEFENDANT NO. 2, AS AMENDED VIDE ORDERS IN I.A.NO.36/2015 IN O.S.NO.89 OF 2005

2. CHAKROKOLLA PRAKASH, S/O. YESURATHNAM, AGED ABOUT 55YEARS, RESIDING AT D.NO. 2/123, CHEMMUMIAPETA, KADAPA, Y.S.R. DISTRICT.

3. CHAKROLLA PRASANNA RATHNA KUMAR, S/O. CHAKRAKOLLAPRAKASH, AGED ABOUT 35 YEARS. OCCUPATION PRIVATE EMPLOYEE.RESIDING AT D.NO. 2/123, CHEMMUMIAPETA, KADAPA, Y.S.R.DISTRICT.

...PETITIONER(S)

AND

1. CHEKROKOLLA CHANDRAIAH, S/O. YESURATHNAM, SINCE DIED, REPRESENTED BY HIS L.RS., RESPONDENTS NO. 2 TO 5HEREIN

2. CHEKKARAKOLLA SNEHALATHA, W/O. LATE CHAKROLLA CHANDRAIAH, AGED ABOUT 50 YEARS, OCCUPATION HOUSE WIFE.RESIDING AT D.NO. 2/123, CHEMMUMIAPETA, R.V. NAGARPOST, KADAPA, Y.S.R. DISTRICT.

3. CHEKKARAKOLLA MANASA, D/O. CHAKROLLA CHANDRAIAH,W/O. ANAMALA SUNIL KUMAR, AGED ABOUT 30 YEARS.OCCUPATION UNKNOWN, RESIDING AT D.NO. 97/94, UTUKURU V,C.K. DINNE M, Y.S.R. DISTRICT

4. CHEKKARAKOLLA SANDHYA, , W/O. VANDADI MALLIKARJUNA,AGED ABOUT 28 YEARS. OCCUPATION UNKNOWN, RESIDING ATD.NO.79/52,YEGUVA ABBAVARAM,

RAYUDU COLONY,RAYACHOTY, ANNAMAYYA DISTRICT

5. CHEKKARAKOLLA MANI RATHNAM, S/O. CHAKROKOLLACHANDRAIAH, AGED ABOUT 25YEARS, OCCUPATION UNKNOWN,RESIDING AT D.NO. 458, 16TH CROSS, NEAR R.K. FASHIONS,VISWA PRIYA LAYOUT, BENGALURU, KARNATAKA STATE

...RESPONDENT(S):

Petition under Article 227 of the Constitution of India/ Section 115 of CPC ,praying that in the circumstances stated in the grounds filed herein, the High Court may be pleased to It is therefore prayed that this Hon'ble Court may be pleased to set aside the Order and decretal order in I.A.No.1374 of 2023 in Unnumbered of 2023 dt.27-04-2024 On the file of the Principal District Judge, Kadapa, YSR Kadapa District by condoning the delay of 2279 days in preferring the appeal suit and remand the appeal suit to the lower first appellate court below for disposal on merits in accordance with law by allowing this civil revision petition and pass

IA NO: 1 OF 2026

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 condone the delay 784 days in filing Civil revision Petition against the order dated 27-04-2024 passed in I.A.No.1374 of 2023 dt.27-04-2024 in Unnumbered A S .. of 2023 on the file of the Principal District Judge, Kadapa, YSR Kadapa District pending disposal of the Civil Revision Petition

IA NO: 2 OF 2026

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 suspend the order passed dt.27-04-2023 i in I.A.1374 of 2023 n Unnumbered A.S.No….of 2023 on the file of the Principal District Judge, Kadapa, YSR Kadapa District pending disposal of the above C.R.P

Counsel for the Petitioner(S):

1. TIRUPATI THARUNKISHORE
2. TIRUPATI THARUN KISHORE

Counsel for the Respondent(S):

1.

The Court made the following:

THE HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO

I.A.No.01 of 2026

IN/AND

CIVIL REVISION PETITION No.3299 of 2026

COMMON ORDER:

The respondents herein are the plaintiffs in O.S.No.89 of 2005 on the file of the learned Additional Senior Civil Judge, Kadapa, filed for partition of the suit. The said suit was decreed in favour of the plaintiffs vide judgment and decree dated 30.11.2015. Aggrieved by the same, the defendants herein preferred an unnumbered appeal before the learned Principal District Judge, Kadapa, along with I.A.No.1374 of 2023, seeking condonation of delay of 2,279 days in preferring the appeal. The said application was dismissed vide order dated 27.04.2024. Challenging the said order, the present Civil Revision Petition has been filed with a delay of 784 days.

2. The reasons assigned in the affidavit filed in support of the application are that petitioner No.2 herein suffered a paralysis attack due to his past illness in the year 2016 and partially recovered on 10.10.2024. It is further stated that the petitioners had previously filed C.R.P.No.1201 of 2025 challenging the very same order and that the said Civil Revision Petition was withdrawn on 25.09.2026. Hence, stating that the delay occurred due to the aforesaid reasons, the petitioners have prayed to condone the delay.

3. The suit in O.S.No.89 of 2005 was disposed of on 30.11.2015, and the copy application was filed on 30.11.2022, after a lapse of seven years. According to the medical certificate dated 15.09.2026, petitioner No.2 was examined by the doctor multiple times between 28.07.2021 and 15.09.2026. This indicates that the certificate was issued well after the 60-day limitation period for filing the appeal had expired, and no reason has been provided as to why the copy application was filed after a lapse of more than six years. Furthermore, there are two other appellants who could have filed the appeal, even assuming petitioner No.2 suffered from ill health for some time. This clearly indicates that the certificate was improperly obtained solely for the purpose of filing this condone delay petition.

4. The petitioners have actively contested the final decree proceedings during the year 2020. They had also previously filed C.R.P.No.1201 of 2025, assailing the present impugned order, which was dismissed as withdrawn. No liberty was granted. Now, the present CRP is filed assailing the order dated 27.04.2024 in I.A.No.1374 of 2023, with a delay of 784 days, assigning the reason that petitioner No.2 suffered from paralysis in the year 2016. Therefore, the medical certificate filed is otherwise unreliable and cannot be relied upon to condone the delay.

5. Therefore, this Court does not find any valid reasons to condone the inordinate delay of 784 days in preferring the present Civil Revision Petition.

6. Accordingly, I.A.No.01 of 2026 is dismissed. Consequently, the Civil Revision Petition is also dismissed. There shall be no order as to costs.

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

JUSTICE TARLADA RAJASEKHAR RAO

Date: 20.11.2026
Pmk

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THE HON'BLE SRI JUSTICE TARLADA RAJASEKHAR RAO

I.A.No.01 of 2026

IN/AND

CIVIL REVISION PETITION No.3299 of 2026

Date: 20.11.2026
Pmk