APHC010630092025

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI [3457]
(Special Original Jurisdiction)

THURSDAY, THE 19th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

CIVIL REVISION PETITION NO: 3400/2025

Between:

1. SRI. KONDASANI VENKATA SRIKANTH, S/O K.SRINIVASA RAO, D.NO- 8-4-27, MARUTI NAGAR, OLD GAJUWAKA, VISAKHAPATNAM

...PETITIONER

AND

1. SMT PATCHAVA GARGAIE MALAVIKA CHAKRAVARTHY, D/O P.MAHENDRA, W/O KONDASANI VENKATA SRIKANTH D.NO 28-2-14/3, P.C NAIDU NAGAR, MYPADU ROAD, NELLORE

...RESPONDENT

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 allow this revision by setting aside the Order, Dt. 16-10-2025 passed in I.A. No. 402 of 2025 in F.C.O.P No. 158 of 2025 by the Learned Judge of The Honble Family Court, Nellore being contrary to law and pass

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 pleased to stay further proceedings in F.C.O.P No.158/2025 In the Court of the Judge, Family Court- Cum-VI Additional District And Sessions Judge, Nellore and to pass

Counsel for the Petitioner:

1. PARTY IN PERSON

Counsel for the Respondent:

1. SARANU PHANI TEJA

ORDER:

1. The present Civil Revision Petition is filed aggrieved by the order passed in I.A.No.402 of 2025 in F.C.O.P.No.158 of 2025 by the learned Judge, Family Court-cum-VI Additional District and Sessions Judge, Nellore.

2. The petitioner filed an I.A.No.402 of 2025 seeking permission to bring on record the documents bearing Nos.34 to 44 (Sl.No.1 to 11). The case of the petitioner is that the said documents are relevant for demonstrating that the statements made by the respondent in the counter filed in F.C.O.P.No.158 of 2025 are contrary to the facts. Hence, the petitioner sought permission of the trial Court to receive the said documents as additional documents.

3. It is submitted that, except for the vakalatnama filed by the respondent in the writ petition No.9042 of 2024 and the affidavit filed by the respondent's father in the said writ petition, the remaining documents are photocopies. The learned Judge dismissed the application on the ground that the documents sought to be brought on record are photocopies and, therefore, are not admissible in evidence.

4. Section 14 of the Family Courts Act, 1984, would permit the Court to receive as evidence any report, statement, documents, information or other matter which, in its opinion, may assist it in dealing effectively with the dispute, irrespective of whether the same would otherwise be relevant or admissible under the Indian Evidence Act, 1872.

5. It is further submitted that the petitioner had also sought to obtain the said documents from the District Collector, Nellore District, by filing an application under the Right to Information Act, 2005. However, the District Collector, *vide* endorsement dated 09.12.2024, rejected the request of the petitioner for furnishing certified copies of the said documents on the ground that the respondent had objected to furnishing the same and that the documents could not be furnished without any orders from the competent Court to the petitioner.

5. This Court, *vide* order dated 28.11.2025, had considered the submission of the petitioner, that he shall obtain certified copies of the documents mentioned at Sl.Nos.1 to 8 and 11 and to file a fresh application before the learned Court. Having regard to the fact that further proceedings in F.C.O.P.No.158 of 2025 have remained stayed for almost most a year.

6. This Court is of the view that no purpose would be served by extending the stay. The petitioner is, therefore, at liberty to seek production of the said documents, which are considered relevant for adjudication of the F.C.O.P., by filing an appropriate application before the trial Court.

7. Accordingly, the petitioner is at liberty to file a fresh application before the trial Court seeking summoning of the aforesaid documents from the concerned officers. The trial Court shall consider such application in terms of Section 14 of the Family Courts Act, 1984.

8. With the above observations and directions, the present Civil Revision Petition stands disposed off. There shall be no order as to costs.

Pending miscellaneous petitions, if any, shall stand closed.

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JUSTICE HARINATH.N

Date:19.11.2026
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THE HONOURABLE SRI JUSTICE HARINATH.N

Civil Revision Petition No.3400 of 2025

Date: 19.11.2026

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