IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

FRIDAY, THE SEVENTEENTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HON'BLE SRI JUSTICE K.LAKSHMAN

CIVIL REVISION PETITION NO: 999 OF 2026

Petition under Article 227 of the Constitution of India aggrieved by the order dated 18-03-2026 passed in I.A.No.71 of 2026 in O.S.No.63 of 2026 on the file of the Court of the Additional Senior Civil Judge, Medchal Malkajgiri District at Medchal.

Between:

1. Kodakanchi Ashok Kumar, Son of late K.Mallaiah, Aged about 45 years, Occ: Business,
2. Kodakanchi Ganesh Kumar, Son of late K.Mallaiah, Aged about 42 years, Occ: Business,
3. Kodakanchi Ramesh, Son of late K.Mallaiah, Aged about 38 years, Occ: Business,
4. K.Rajendar, Son of late K. Mallaiah, Aged about 55 years, Occ: Business,
   (All are residents of H.No.1-8-31, Sitarampuram, Bowenpally, Secunderabad 500 011)

...Petitioners/Petitioners/Defendants

AND

Smt.Basireddy Chaithanya, Wife of B.Veera Praveen Reddy, Occ: Private Service, resident of Villa No.52, Ashoka Ala Maison, Dhulapally Village, Dundigal-Gandimaisamma Mandal, Medchal-Malkajgiri District.

...Respondent/Respondent/Plaintiff

I.A. 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 to suspend the operation of the order dated 18.03.2026 passed in I.A.No.71 of 2026 in O.S.No.63 of 2026 on the file of Additional Senior Civil Judge, Medchal-Malkajgiri District, pending disposal of the above Revision.

I.A. NO: 3 OF 2026

Between:

Smt.Basireddy Chaithanya, Wife of B.Veera Praveen Reddy, Occ: Private Service, resident of Villa No.52, Ashoka Ala Maison, Dhulapally Village, Dundigal-Gandimaisamma Mandal, Medchal-Malkajgiri District.

...Respondent/Plaintiff/Petitioner

AND

1. Kodakanchi Ashok Kumar, Son of late K.Mallaiah, Aged about 45 years, Occ: Business,
2. Kodakanchi Ganesh Kumar, Son of late K.Mallaiah, Aged about 42 years, Occ: Business,
3. Kodakanchi Ramesh, Son of late K.Mallaiah, Aged about 38 years, Occ: Business,
4. K.Rajendar, Son of late K. Mallaiah, Aged about 55 years, Occ: Business,
   (All are residents of H.No.1-8-31, Sitarampuram, Bowenpally, Secunderabad 500 011)

...Petitioners/Defendants/Respondents

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 vacate the interim order granted on 02.04.2026 in I.A.No. 2 of 2026. in CRP No. 999 of 2026.

Counsel for the Petitioners: Sri C. Ramachandra Raju

Counsel for the Respondent: Sri P. Rajasekhar Reddy, Senior Counsel representing Ms. K. Indraja

The Court made the following: ORDER

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

HON'BLE SRI JUSTICE K. LAKSHMAN

CIVIL REVISION PETITION No.999 OF 2026

Date:17-04-2026

Between

Kodakanchi Ashok Kumar and others ...Petitioners

and

Smt Basireddy Chaithanya ....Respondent

This Court passed the following

ORDER

Heard Sri C Ramachandra Raju, learned counsel for the petitioners and Sri P.Rajasekhar Reddy, learned Senior Counsel representing Sri K. Indraja, learned counsel for the respondent.

2. The Civil Revision Petition is filed under Article 227 of the Constitution of India, assailing the order dated 18.03.2026 passed in I.A.No.71 of 2026 in O.S.No.63 of 2026 by the learned Additional Senior Civil Judge, Medchal-Malkajgiri District, at Medchal.

3. Respondent has filed the aforesaid suit against the petitioners for mandatory injunction directing the petitioners to remove the

containers, tent and other obstructions placed in the schedule approach road marked in the suit schedule property.

4. Vide impugned order, learned trial Court granted *exparte* mandatory injunction and also appointed Sri K.Dileep Reddy, Advocate, as Advocate –Commissioner, to ascertain topography, existence of containers and to supervise and monitor the removal of the containers and temporary sheds etc. Assailing the said order, the petitioners filed the present revision.

5 Perusal of the impugned order would reveal that the trial court has granted ex parte mandatory injunction, without there being any application filed by the respondent/plaintiff under Order 26 Rule 9 of CPC, appointed Advocate Commissioner for the purpose of ascertaining the aforesaid aspects. The said order is illegal and contrary to the procedure laid down under law and also principle laid down by the Apex Court and this Court in catena of decisions.

6. During the curse of hearing, it is brought to the notice of this Court that pleadings in I.A.No.71 of 2026 are complete.

7. In the light of the said submission, this revision is disposed of. Learned Additional Senior Civil Judge, Medchal-Malkajgiri District, at Medchal is directed to dispose of I.A.No.71 of 2026 in O.S.No.63 of 2026 strictly in accordance with law within one month from the date of receipt of a copy of this order. However, there is no order as to costs.

Consequently, pending miscellaneous petitions, if any, in the revision shall stand closed.

SD/- B.REKHA RANI
ASSISTANT REGISTRAR

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SECTION OFFICER

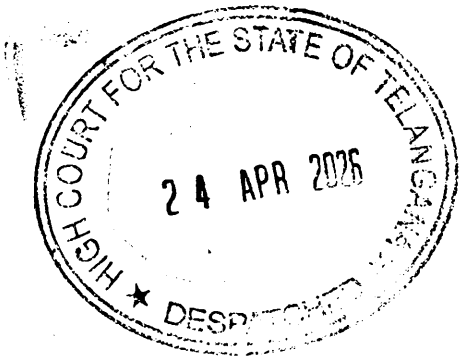
To,

1. The Additional Senior Civil Judge, Medchal-Malkajgiri District at MEdchal.
2. One CC to Sri C Ramachandra Raju, Advocate [OPUC]
3. One CC to Ms. K.Indraja, Advocate [OPUC]
4. Two CD Copies

KAM/BA

HIGH COURT

DATED: 17/04/2026



ORDER

CRP.No.999 of 2026

DISPOSING OF THE CRP

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24/4/26