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

WEDNESDAY, THE FOURTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE N.TUKARAMJI

CIVIL REVISION PETITION NO: 4670 OF 2025

Petition under section 115 of CPC, Aggrieved by the Order dated 22-10-2025 in E.P.No.17 of 20(19 in O.S.No.82 of 2016 passed by the Senior Civil Judge at Karimnagar.

Between:

Neelaveni Mohan, S/o Narsaiah, Aged about 45 years, Occ. AR Head Constable, R/o Qr.52, Police Head Quarters, Opposite to Bus Stand, Karimnagar.

...Petitioner/ JDR

AND

Nunavath Anasuya Naik, W/o Shankar Naik, D/o Jalapathi Naik, age 55 years, Occ. Social Worker, R/o H.No.8-1-553, Kattarampur, Karimnagar Town & District.

...Respondent/DHR

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** of all further proceedings including attachment of salary of the petitioners in pursuance of the Order dated 22-10-2025 in E.P.No. 17 of 2019 in O.S.No. 82 of 2016 passed by Learned Senior Civil Judge at Karimnagar, pending disposal of the main CRP.

Counsel for the Petitioner: **Mr. RAJESH BATHULA, Advocate**

Counsel for the Respondent: **NONE APPEARED**

The Court made the following: ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THE HONOURABLE SRI JUSTICE N.TUKARAMJI

CIVIL REVISION PETITION No.4670 OF 2025

DATE : 04.02.2026

Between:

Neelaveni Mohan

...Petitioner

AND

Nunavath Anasuya Naik

...Respondents

ORDER:

This Civil Revision Petition is filed calling into question the legality and propriety of the salary attachment order dated 22.10.2025 passed in E.P. No. 17 of 2019 in O.S. No. 82 of 2016 by the learned Senior Civil Judge, Karimnagar.

2. Heard Sri Rajesh Bathula, learned counsel appearing on behalf of the petitioner.

3. The principal grievance urged by the petitioner is that the Executing Court, without due consideration of the statutory position, issued a salary attachment warrant without affording an opportunity to the petitioner to offer his explanation. Learned counsel for the

petitioner further submits, fairly, that there is another attachment warrant already pending against the petitioner and that he is willing to satisfy the decreetal dues after some time. On these grounds, he prays for setting aside the impugned attachment warrant and for appropriate directions.

4. I have perused the material available on record.

5. The primary contention of the petitioner is that the attachment warrant was issued without service of notice. The record, however, discloses that a decree was passed by the trial Court on 08.07.2017 in O.S. No. 82 of 2016, and pursuant thereto, the Execution Petition was filed in March, 2019 seeking attachment of the petitioner's salary. Nonetheless, the attachment order was passed by the Executing Court on 22.10.2025.

6. Having regard to the relevant dates and the statutory scheme under Order XXI Rule 22 of the Code of Civil Procedure, which mandates issuance of notice only where an execution application is filed beyond the prescribed two year period, this Court is of the considered view that the contention of the petitioner that the Execution Petition itself was filed beyond time is not borne out by the material on record. The mere date on which the attachment warrant

was issued cannot, by itself, attract the requirement of notice under Order XXI Rule 22 CPC. Accordingly, no patent illegality or procedural impropriety is found in the issuance of the attachment warrant by the Executing Court.

7. However, liberty is reserved to the petitioner to approach the Executing Court for appropriate relief or directions regarding the manner and mode of compliance with the decree, in accordance with law.

8. With the above observation, this Civil Revision Petition is disposed of. There shall be no order as to costs.

Consequently. Miscellaneous Petitions, if any pending, shall stand closed.

Sd/- T.SRINIVASA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

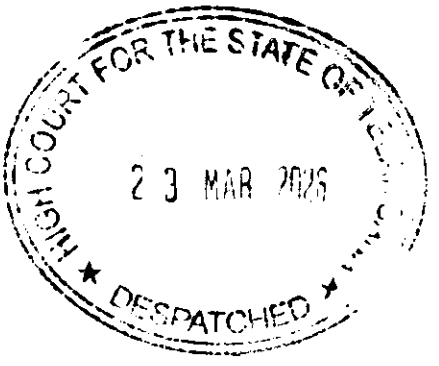
To,

1. The Senior Civil Judge at Karimnagar.
2. One CC to Mr. RAJESH BATHULA, Advocate [OPUC]
3. Two CD Copies

BA

HIGH COURT

DATED: 04/02/2026



ORDER

CRP.No.4670 of 2025

Accordingly, this Civil Revision Petition is Disposed of.

(5)
03/3/26