

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

FRIDAY, THE TWENTY THIRD DAY OF JANUARY
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE N.TUKARAMJI

CIVIL REVISION PETITION NO: 119 OF 2026

Petition under Article 227 of Constitution of India aggrieved by the order dated 13-11-2025 passed in E.P.No. 408 of 2025 in ARB.No. 270 of 2024 on the file of the Court of the Junior Civil Judge at Karimnagar.

Between:

1. B.Hemasunder Rao, S/o Lachaiah, Aged about years, Occ: Police Constable, O/o LMD Police Station, R/o 8-3-238/4/2, Bhaghatnagar, Karimnagar.
2. Karra Surender, S/o Narsaiah, Aged about 50 years, Occ: UDC, O/o Agricultural Market Committee, R/o H.No. 10-4-280/1, Subhashnagar, Karimnagar.
3. Esari Ranjithi, S/o Buchaiah, age 33 years. Occ: Senior Accountant, O/o District Treasury Office, R/o H.No. 7-4-103, Near Womens Degree College, Kasheemgadda, Karimnagar.
4. S.Srikanath, S/o Shanakaraiah, aged about 29 years. Occ: Jr. Assistant, O/o Labour Department, Karimnagar. R/o H.No. 8-2-14, Gouthaminagar, Karimnagar.

...Petitioners/JDR No. 1,3,4 & 6

AND

1. Sri Vijay Chit Fund (Karimnagar) Pvt. Ltd, Rep. by its Manager, Karimnagar.
...Respondent/D.H.R
2. Boddipally Prasada Rao, S/o Lachaiah, Aged about years, Occ: Head Constable O/o Police Guest House. R/o HN.o. 8-3-414/2/B, Venkateshwara Colony, Karimnagar.
3. Kondeti Nageshwar Reddy, S/o Buchaiah, Aged about 33 years, Occ: Sr.Assistant, O/o TSNPDCL, AAO/ERO, Gundi, Ramadugu. R/o H.No. 8-2-14, Gouthaminagar, Karimnagar.

4. Ch Srinivas, S/o Venkataiah, Aged about 49 years, O/o AR Constable, O/o AR- Platoon-IV, Karimnagar Dist. R/o HNo. 9-1-230, Bharathnagar, Karimnagar. (Respondents No. 2 to 4 are not necessary parties)

...RESPONDENTS/J.D.R 2,3,5,7

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 STAY all further proceedings including attachment of salary of the petitioners in pursuance of the Order dated 13-11-2025 in E.P.No. 408 of 2025 in ARB.No. 270 of 2024 passed by Learned Junior Civil Judge at Karimnagar, pending disposal of the main CRP.

Counsel for the Petitioners : Sri Rajesh Bathula

Counsel for the Respondents: -

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.119 OF 2026

DATE : 23.01.2026

Between:

B.Hemasunder Rao & Others

...Petitioners

AND

Sri Vijay Chit Fund (Karimnagar) Pvt.Ltd, &Others

...Respondents

ORDER:

This Civil Revision Petition is filed calling into question the legality and propriety of the salary attachment order dated 13.11.2025, passed in E.P. No.408 of 2025 in A.R.B. No.270 of 2024 by the learned Junior Civil Judge, Karimnagar.

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

3. The principal grievance urged by the petitioners is that the Executing Court proceeded to issue an attachment warrant against their salaries without prior service of notice upon them. He further submits that the petitioners are willing and ready to discharge the

decretal dues and seek reasonable indulgence by way of grant of time, proposing a schedule of payment within a period of three months. On the aforesaid premise, a prayer is made to suspend or hold in abeyance the attachment warrant, subject to compliance with such payment schedule.

4. I have carefully perused the material available on record and have given due consideration to the submissions advanced.

5. The record discloses that the Arbitral Award was passed in February, 2024, and the present Execution Petition came to be instituted in October, 2025. It is, therefore, manifest that the Execution Petition has been filed well within a period of two years from the date of the award.

6. Under Order XXI Rule 22 of the Code of Civil Procedure, 1908, issuance of a show-cause notice to the judgment-debtor is mandatory only where execution is sought after the expiry of two years from the date of the decree or award. When execution proceedings are initiated within the said statutory period, the Executing Court is not obliged to issue notice prior to taking coercive steps, including issuance of attachment warrant.

7. In the present case, as the execution has been levied within the permissible time prescribed under law, no procedural irregularity or illegality can be attributed to the action of the Executing Court in issuing the attachment warrant. The contention raised by the petitioners regarding non-service of notice, therefore, does not merit acceptance.

8. In view of the above legal position, this Court finds no tenable ground warranting interference under the revisional jurisdiction, much less for admission of the Civil Revision Petition. However, it is made clear that the petitioners are at liberty to approach the Executing Court with an appropriate application seeking time for payment or proposing a payment schedule, and the Executing Court shall consider the same in accordance with law.

9. Accordingly, the Civil Revision Petition is disposed of, with the above liberty. There shall be no order as to costs.

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

Sd/- B. REKHA RANI
ASSISTANT REGISTRAR

//TRUE COPY//

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SECTION OFFICER

To,

1. The Junior Civil Judge at Karimnagar.
2. One CC to Sri Rajesh Bathula, Advocate [OPUC]
3. Two CD Copies

Sa/DL

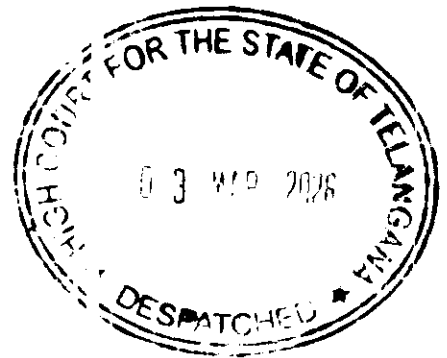
Jks

HIGH COURT

DATED: 23/01/2026

ORDER

CRP.No.119 of 2026



DISPOSING OF THE CRP

(5) - JKS
21/2/26