

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI**

WEDNESDAY, THE TWENTY EIGHTH DAY OF JUNE
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE NINALA JAYASURYA

CIVIL REVISION PETITION NO: 1567 OF 2023

Between:

1. G.Abdul Shukur, aged 78 years, S/o. G.Mahaboob Saheb,
Shop No.83, Swarankara Sangham Shopping Complex
[refer as SKS], Kurnool (D11)

2. C.Raghavendra Varma, aged 46 years,
S/o.C.Narasimha Varma,
Shop No 20, SKS, Kurnool. (D17)

3. G.A.Rasheed, aged 62 years, S/o. G.Mahaboob Sahib,
Shop No. 73 S.KS, Kurnool. (D18)

4. S.Mahaboob Basha, aged 39 years, Son of .S.Basha Bhai,
Shop No.70, S.KS., Kurnool. (D19)

5. Iqbal Hussain, aged 55 years, Son of D.Basheer Ahmed,
Shop No-.11, SKS, Kurnool. (D21)

6. S.Anwar Basha, aged 59 years, Son of Azeem Miah,
Shop No.10, SKS, Kurnool. (D24)

7.S.A.Kareem, aged 58 years, son of S.Abdul Jabbar,
Shop No.161, SKS, Kurnool. (D25)

8. Osman Basha, aged 56 years. Son of S.Yaseen Miah,
Shop No.174, SKS, Kurnool. (D28)

9.G.Nagaraju, S/o. G.Hemaji Rao, hindu. aged 53 years
R/o: Shop No: 158, SKS, Kurnool (D29)

10.S Shaikshavali, aged 39 years, S/o.S.Yusuf Miah
Shop No.82, SKS, Kurnool (D30)

11.Munnawar, age 54 years, S/o.Waheed Miah, Shop No.76,
SKS, Kurnool (D36),

12.C.Anil Kumar, aged 38 years, Son of J Gopal. Shop No.12,
SVC Shroff Bazaar, Kurnool (D37),

13. Md.Eliyas, aged 45 years, Son of Md Osman Miah.
Shop No.37, SKS, Kurnool. (D38),



14. S.Naveed, aged 42 years, Son of S.Shaiku Miah,
Shop No.26, SKS., Kurnool. (D39),
15. Md.Sunumar, aged 46 years, S/o.Md.Hussain Miah,
Shop No.75, SKS, Kurnool (D42),
- 16.Omer, aged 37 years, Son of Hajibu,
Shop No.76, SKS., Kurnool (D43),
17. Md.Imran, aged 35 years, S/o.Md. Haneef, Shop No.18,
SVC Shroff Bazar, Kurnool (D46),
18. G.Nagaraju, aged 40 years, S/o.K.Venkat Swamy,
Shop No.18 Upstairs, SKS, Kurnool. (D48),
19. D.Eswar, aged 42 years, Son of D.Ranga Swamy,
Shop No.11, SVC Shroff bazaar, Kurnool. (D49),
20. S.Mahaboob Basha, aged 39 years, Son of
S/o.Basha Bhai, Shop No.70, S.KS, Kurnool. (D51),
21. S.Chand Basha, aged 46 years, Son of S.Noor Ahmed,
Shop No.18, SVC Shroff Bazaar, Kurnool. (D53),
22. S.Basha, aged 48 years son of S.Imail Miah,
Shop No.1, S.K.S., Kurnool. (D63),
23. C.Nasar Ahmed, aged 72 years, Son of C.Guiam Mohiddin,
Shop- No.190, SKS., Kurnool. (D64),
24. G.Shakeel Ahmed, aged 54 years, Son of G.Abdul Shukur,
Shop No. 86, SKS., Kurnool. (D65),
25. S.Mahaboob Setu, aged 52 years, Son of S.Noor Ahmed,
Shop No. 38, SKS., Kurnool. (D68),
26. Noushad, aged 46 years, Son of Alli Saheb,
Shop No.59, SKS., Kurnool. (D70),
27. S.Raghavendra Achary, S/o.Sumalinga Achary, 48 years
Shop No.99, SKS, Kurnool, (D72),
28. T.Azmathullah, aged 55 years, S/o.T.Rahmatulla,
Shop No.57, SKS, Kurnool (D73),
29. D.Mahendra Kumar, aged 58 years, Son of D.Narasinga Rao,
Chinna Market, Kurnool. (D76),

30. Sholab, 38 years, S/o.Kamruddin,
Shop No.90, SKS, Kurnool (D77),

31. K.Sekhara Achary, aged 60 years, Goldsmith.
Son of K Pullaiah Achary, Shop No.40,
SVC Shroff Bazaar, Kurnool (D80),

32. D.Purushotham, aged 48 years, son' of D.Satyanarayana,
Shop No.28, SVC Shroff Bazaar, Kurnool. (D81).

... Petitioners/Petitioners

And

1. S.V.Suresh Achari, S/o.late Kondalah Achary,
Hindu, aged about 54 years, Goldsmith, Shop No.52/239-49,
Kurnool Pattana Swarnakara Sangham Shopping complex,
Old bus-stand, Kurnool.

2. T.Nagaraju, S/o. Late T.Krishna Murthy,
Hindu, aged about 53 years, Goldsmith,
Shop No.52/239-99, Kurnool Pattana Swarnakara Sangham Shopping complex,
Old bus-stand, Kurnool.

3. Kurnool Swarnakara Shopping Complex Welfare Society Kurnool,
Represented by its President G.Ramesh Achary having its office
at Shop No.74.

4. B.Lal Sait, S/o.G.B.Tukaram,
Hindu, aged 43 years, goldsmith, R/o. Shop No.52-239-192,
Kurnool Pattana Swarnakara Shopping complex,
Near Old bus stand, Kurnool.

5. S. Sameer Ahmed, S/o: S.Jaleel Aahmed
Muslim, aged 43 years, goldsmith, R/o.Shop No. 52-239-112

6. C.Sreenivasa Varma, S/o: C.Narasimha Varma Hindu,
aged 50 years, goldsmith, R/o. shop No. 52-239-186

7. C.S.Abdulla, S/o.C.S.Nisar Ahmed, Muslim,
aged 45 years, goldsmith, R/o.H.No.16-22.
Kadak pura, Kurnool.

8. C.S.Mohammad, S/o. C.S.Nisar Ahmed, Muslim,
aged 44 years, goldsmith, R/o.H.No.16-22. Kadak pura, Kurnool

9. C.S.Yunas, S/o. C.S.Nisar Ahmed, Muslim,
aged 42 years, goldsmith, R/o: H.No. 16-22.
Kadak pura, Kurnool

10. D. Krishna Achari, S/o.D. Veerabhojappa Achari, Hindu, Goldsmith, aged 55 years, H.No.79-6/104-5-3A, Gurubramha Nagar, Near Ballari Chowrasta, Kurnool City and district.
11. K. Madhavi, W/o. Mallikarjuna Achari, Hindu, aged 42 years, R/o. H.No.65/42, 2nd floor, Subedar Street, Old bus-stand, Kurnool.
12. The Receivers, M/s. Kurnool Pattana Swarnakara Sangham Shopping Complex, Kurnool, O/o. Pattana Swarnakara Shopping complex, Near Old Bus Standing, Kurnool and other objections.

... Respondents/Respondents

13. C. Saleem Basha, aged 41 years, Son of C.Haji Basha, Shop.No.76, SKS, Kurnool. (D41)
14. S. Milla, aged 36 years, Goldsmith, Son of S.Ghouse Mohiddin, shop No.17, SVC Shoroff Bazar, Kurnool (D56)
15. H. Sikandar Basha, aged 44 years, Son of Abdul Basheer, Shop No.13, SKS, Kurnool (D61)

(Respondents 13 to 15 not necessary in this CRP)

WHEREAS the Petitioners above named through their Advocate Sri V Raghu presented this Petition under Article 227 of the Constitution of India, the High Court may be pleased to present this Memorandum of Civil Revision Petition to this Hon'ble Court against the order dated 12.05.2023 passed in I.A.No. 86 of 2023 in O.S.No. 103 of 2013 on the file of VI Addl. District Judge Kurnool.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri V Raghu, Advocate for the Petitioners, directed issue of notice to the Respondents herein to show cause as to why this CIVIL REVISION PETITION should not be admitted.

You viz:

1. S V Suresh Achari, S/o.late Kondalah Achary, Goldsmith, Shop No.52/239-49, Kurnool Pattana Swarnakara Sangham Shopping complex, Old bus-stand, Kurnool.
2. T.Nagaraju, S/o. Late T.Krishna Murthy, Goldsmith, Shop No.52/239-99, Kurnool Pattana Swarnakara Sangham Shopping complex, Old bus-stand, Kurnool.
3. G.Ramesh Achary, President, Kurnool Swarnakara Shopping Complex Welfare Society, Kurnool, office at Shop No.74.
4. B.Lal Sait, S/o.G.B.Tukaram, goldsmith, R/o. Shop No.52-239-192, Kurnool Pattana Swarnakara Shopping complex, Near Old bus stand, Kurnool.
5. S. Sameer Ahmed, S/o. S.Jaleel Aahmed Muslim, aged 43 years, goldsmith, R/o.Shop No. 52-239-112
6. C.Sreenivasa Varma, S/o. C.Narasimha Varma goldsmith, R/o. shop No. 52-239-186
7. C.S.Abdulla, S/o.C.S.Nisar Ahmed, Muslim, goldsmith, R/o.H.No.16-22. Kadak pura, Kurnool.
8. C.S.Mohammad, S/o. C.S. Nisar Ahmed, Goldsmith, R/o. H.No.16-22, Kadak pura, Kurnool.
9. C.S.Yunas, S/o. C.S. Nasir Ahmed, goldsmith, R/o. H.No.16-22, Kadak pura, Kurnool.

10. D. Krishna Achari, S/o.D. Veerabhojaya Achari, Goldsmith, aged 55 years, H.No.79-6/104-5-3A, Gurubramha Nagar, Near Ballari Chowrasta, Kurnool City and district.
11. K. Madhavi, W/o. Mallikarjuna Achari, R/o. H.No.65/42, 2nd floor, Subedar Street, Old bus-stand, Kurnool.
12. The Receivers, M/s. Kurnool Pattana Swarnakara Sangham Shopping Complex, Kurnool, O/o. Pattana Swarnakara Shopping complex, Near Old Bus Standing, Kurnool.

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the memorandum of grounds filed therewith (copy enclosed) this CIVIL REVISION PETITION should not be admitted, within three (3) weeks.

IA NO: 1 OF 2023

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 stay all further proceedings in O.S.No.103 of 2013 on the file of VI Addl. District Judge Kurnool, pending disposal of CRP No. 1567 of 2023, on the file of the High Court.

**The Court made the following
ORDER:**

"Heard Learned Counsel for the petitioners.

Issue notice to the respondents.

Learned Counsel for the petitioners is also permitted to take out personal notice to the respondents by RPAD and file proof of service in the Registry by the date of next adjournment.

List this case after three (3) weeks.

In the meanwhile, there shall be interim stay as prayed for."

**Sd/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR**

//TRUE COPY//

For A

SECTION OFFICER

To,

1. The VI Addl. District Judge, Kurnool.
2. S V Suresh Achari, S/o.late Kondalah Achary, Goldsmith, Shop No.52/239-49, Kurnool Pattana Swarnakara Sangham Shopping complex, Old bus-stand, Kurnool.
3. T.Nagaraju, S/o. Late T.Krishna Murthy, Goldsmith, Shop No.52/239-99, Kurnool Pattana Swarnakara Sangham Shopping complex, Old bus-stand, Kurnool.
4. G.Ramesh Achary, President, Kurnool Swarnakara Shopping Complex Welfare Society, Kurnool, office at Shop No.74.
5. B.Lal Sait, S/o.G.B.Tukaram, goldsmith, R/o. Shop No.52-239-192, Kurnool Pattana Swarnakara Shopping complex, Near Old bus stand, Kurnool.

6. S. Sameer Ahmed, S/o. S.Jaleel Aahmed Muslim, aged 43 years, goldsmith, R/o.Shop No. 52-239-112
7. C.Sreenivasa Varma, S/o. C.Narasimha Varma goldsmith, R/o. shop No. 52-239-186
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9. C.S.Mohammad, S/o. C.S. Nisar Ahmed, Goldsmith, R/o. H.No.16-22, Kadak pura, Kurnool.
10. C.S.Yunas, S/o. C.S. Nasir Ahmed, goldsmith, R/o. H.No.16-22, Kadak pura, Kurnool.
11. D. Krishna Achari, S/o.D. Veerabhojaya Achari, Goldsmith, aged 55 years, H.No.79-6/104-5-3A, Gurubramha Nagar, Near Ballari Chowrasta, Kurnool City and district.
12. K. Madhavi, W/o. Mallikarjuna Achari, R/o. H.No.65/42, 2nd floor, Subedar Street, Old bus-stand, Kurnool.
13. The Receivers, M/s. Kurnool Pattana Swarnakara Sangham Shopping Complex, Kurnool, O/o. Pattana Swarnakara Shopping complex, Near Old Bus Standing, Kurnool. **(2 to 13 by RPAD- along with a copy of petition and memorandum of grounds)**
14. One CC to Sri. V Raghu, Advocate [OPUC]
15. One spare copy.

MSB

HIGH COURT

NJS,J

DATED:28/06/2023

ORDER

LIST THIS CASE AFTER THREE (3) WEEKS

NOTICE BEFORE ADMISSION

CRP.No.1567 of 2023

INTERIM STAY

