

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 78-79/2019  
(Arising out of impugned judgment and order dated 24-07-2018 in  
ASMP No. 756/2017 and IA No. 4/2018 in A.S. No.297 of 2017 passed  
by the High Court Of Judicature at Hyderabad for the State of  
Telangana and the State of Andhra Pradesh)

ANAKARABOYINA MAHALAKSHMI &amp; ANR.

Petitioner(s)

VERSUS

VEERA NARAYANA KUMAR

Respondent(s)

(IA No. 911/2019 - EXEMPTION FROM FILING O.T.)

Date : 21-08-2023 These matters were called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE B.V. NAGARATHNA  
HON'BLE MR. JUSTICE UJJAL BHUYAN

For Petitioner(s) Mr. Y. Raja Gopala Rao, AOR  
Ms. Y. Vismai Rao, Adv.  
Mr. Y. Ramesh, Adv.  
Mr. Aarsh Thakkar, Adv.  
Mr. Sharat Gopal, Adv.

For Respondent(s) Ms. Prerna Singh, Adv.  
Mr. Guntur Pramod Kumar, AOR

UPON hearing the counsel the Court made the following  
O R D E R

We have heard learned counsel for the petitioner(s)  
and learned counsel for the respondent and perused the  
material on record.

Learned counsel for the petitioner(s) is aggrieved by the  
interim direction issued by the High Court in favour of the  
respondent herein by observing that the respondent herein is at  
liberty to get the sale deed executed in his name. Since, the  
said interim order was granted during the pendency of the appeal

contd..

filed by the petitioner(s) herein, the respondent herein has been directed not to make further alienation or create any encumbrance without the permission of the High Court.

Learned counsel for the respondent submitted that total sale consideration of the Agreement to Sell dated 14.07.2011 is Rs.35,34,000/- and that a sum of Rs.20,00,00/- has already been paid by the respondent to the petitioner(s) and a further sum of Rs.15,34,000/- has been deposited by the respondent before the Executing Court and the petitioner(s) are at liberty to withdraw the said sum.

In the circumstances, pending disposal of the appeal by the High Court, the impugned direction shall be given effect to. The same is, however, subject to the result of the appeal.

In the event, the petitioner(s) are successful in the appeal, the respondent is directed to re-convey the suit schedule property to the petitioner(s) at their own cost, subject to the petitioner(s) refunding the entire consideration received by them from the respondent. The petitioners are at liberty to withdraw the aforesaid sum of Rs.15,34,000/-. Till the disposal of the appeal before the High Court, the respondent shall not alienate the suit schedule property nor change the nature of the said property.

The Special Leave Petitions are disposed of, in the aforesaid terms.

Pending application(s) shall stand disposed of.

(NEETU SACHDEVA)  
ASTT. REGISTRAR-cum-PS

(MALEKAR NAGARAJ)  
COURT MASTER (NSH)