

APHC010035852026



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3163]

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

PRESENT

THE HONOURABLE SRI JUSTICE CHEEKATI MANAVENDRANATH ROY

CIVIL REVISION PETITION NO: 266/2026

Between:

1. TURAKA MALLIKHARJUNA RAO, S/O. GOPAIAH AGED 52 YEARS,
OCC EMPOLYEE, R/O. UD/LD- 423, NEW B COLONY, SECTOR-3,
KONDAPALLI, IBRAHIMPATNAM MANDAL, NTR DISTRICT
(ERSTWHILE KRISHNA DISTRICT) A.P

...PETITIONER

AND

1. NEKKALAPUDI SRI RAM GOPAL, S/o. Rama Rao, Aged about 67
years, R/o. D.No.5-133, Kazipeta, Guntupalli Village, Ibrahimpatnam
Mandal, NTR District (Erstwhile Krishna District) A.P

...RESPONDENT

Petition under Article 227 of the Constitution of India, praying that in the circumstances stated in the grounds filed herein, the High Court may be pleased to please to allow the revision by modifying the Order of 50 percent pre-condition deposit of decretal amount passed in I.A.No. 941 of 2025 in A.S.No.157 of 2025 on the file of the Hon'ble II Additional District and Sessions Judge at Vijayawada, Krishna District to 20 percent of decretal amount in the interest of justice and pass

Counsel for the Petitioner:

1. MOHAMMAD GHALIB SHAHID

Counsel for the Respondent:

1.

The Court made the following:**ORDER:**

Heard learned counsel for the petitioner.

2. Aggrieved by the impugned order dated 20.11.2025 passed in I.A.No.941 of 2025 in A.S.No.157 of 2025 granting stay of execution of the decree passed in O.S.No.1668 of 2021 on the file of learned V Additional Civil Judge (Junior Division), Vijayawada on condition of depositing of 50% of the decretal amount within two months and in default, that the petition shall stand dismissed, the present revision petition has been filed by the petitioner.

3. The only grievance of the revision petitioner is relating to deposit of 50% of the decretal amount while granting stay of execution of the decree. Learned counsel for the petitioner submits that the 50% of the decretal amount comes to Rs.3,14,217/- along with interest and the petitioner is not in a position to deposit the same as he is only an employee in a Thermal Power Station. Therefore, he only prays to modify the said order by reducing the amount to be deposited.

4. Therefore, considering the said request, the Civil Revision Petition is disposed of modifying the impugned order of granting stay of execution of the decree on deposit of a sum of Rs.2,00,000/- in total within one month from the date of this order before the first appellate Court, failing which, the order of stay stands vacated without any further reference to this Court. There shall be no order as to costs.

Pending applications, if any, shall stand closed.

CHEEKATI MANAVENDRANATH ROY, J.

Date: 30.01.2026

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HONOURABLE SRI JUSTICE CHEEKATI MANAVENDRANATH ROY

CIVIL REVISION PETITION NO: 266/2026

Date: 30.01.2026

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