

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

TUESDAY, THE TWENTY FIRST DAY OF NOVEMBER
TWO THOUSAND AND TWENTY THREE

PRESENT
HONOURABLE DR JUSTICE K MANMADHA RAO

CIVIL MISCELLANEOUS APPEAL NO: 251 OF 2019



Appeal under Section 43 Rule 1(c) of C.P.C, against the order dated 11.3.2019 passed in I.A 199 of 2014 in O.S 304 of 2007 on the file of the II Additional District Judge, Visakhapatnam.

Between:

Surisetty Venkata Appa Rao, S/o Late Surisetty Satyam, Hindu, age 43 yrs, R/o D No. 31-26-7, Mirapakayala Street, Allipuram, Visakhapatnam. AP

...APPELLANT

AND

1. Koduru Apparao, S/o late Rama Swamy, Hindu, aged 64 yrs, R/o D No 9-6-1/2, Harbour Road, Old Post office, Viskhnpatnam.
2. Koduru Kanaka Raju, S/o Late Ramaswamy, Hindu, aged 60 yrs, R/o D NO. 20-11-72A, Harbour Road, Old Post office, Visakhapatnam.
3. Koduru Rama Rao, S/o Late Ramaswamy, Hindu, aged 55yrs, R/o D NO. 20-11-72A, Harbour Road, Old Post office, Visakhapatnam.
4. Mudhunuri Ramakrishnam Raju, S/o Ranga Raju, Hindu, R/o 50-1-25, Seethammadhara, Visakhapatnam
5. Mudhunuri Krishnaveni, W/o Mudhunuri Ramakrishna, Hindu, aged .. R/o 50-1-25, Seethammadhara, Visakhapatnam.
6. S K Chakravarthi, S/o Chattarji, Hindu, aged 56 yrs. R/o 7-1-41/2, Opp: Venu Sea Parlour, Kirlampudi Layout, Visakhapatnam.
7. Banani Saradindhu Chakravarthi, W/o Chakravarthi, Hindu, aged 52 yrs, R/o D No. 1-1-44/A, Kirlampudi Layout, Visakhapatnam.

...RESPONDENTS

Counsel for the Appellant:

Counsel for the Respondent Nos. 1 to 5,7: SRI. N ASHWANI KUMAR

Counsel for the Respondent No.6: None Appeared

The Court made the following:

THE HON'BLE DR. JUSTICE K. MANMADHA RAO

C.M.A.No.251 OF 2019

ORDER:

Mr. Ravi Kumar Tolety, learned counsel for the appellant died long back and that this Court directed the Registry to issue notice to the appellant on 21.03.2023. Accordingly, the Registry also issued notice to the appellant, but the same is returned. In view of the same, it is very difficult to trace the address of the appellant to serve notice on him.

In view of the aforesaid circumstances, it is not correct to keep the matter pending without disposal for a long time. Therefore, the C.M.A is closed, while granting liberty to the appellant to approach this Court, if he has any grievance in future. No order as to costs.

The miscellaneous applications pending, if any, shall also stand closed.

**SD/- S.V.S.R. MURTHY
JOINT REGISTRAR**

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SECTION OFFICER

To,

1. THE II ADDITIONAL DISTRICT JUDGE, VISAKHAPATNAM
2. One CC to SRI.N ASHWANI KUMAR Advocate [OPUC]
3. Three CD Copies

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HIGH COURT

DATED: 21/11/2023

ORDER

CMA.No.251 of 2019

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CLOSING THE C.M.A