

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

FRIDAY, THE TWENTY FIRST DAY OF OCTOBER
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HON'BLE SRI JUSTICE A.VENKATESHWARA REDDY

CIVIL REVISION PETITION Nos.1242 and 1243 of 2014

CRP.No.1242 of 2014

Petition under Section 22 of A.P. Building (Lease, Rent & Eviction) Control Act, 1960 aggrieved by the order dated 11.02.2014 in RA No.248 of 2011 on the file of the Court of the Chief Judge, City Small Causes Court at Hyderabad. Preferred against the Order dated 23.09.2011 in R.C.No.53 of 2007 on the file of the IV Additional Rent Controller, City Small Causes Court, Hyderabad.

Between:

1. Mohd Sardaruddin, S/o Late Mohd Ghouse, Occ:- Housewife, R/of H.No.10-2-300/48, Ground Floor, Laxminagar, Mallepally, Behind Sham Theatre, Hyderabad.
2. Abidaunnisa Begum, W/o Late Mohd Ghouse, Occ:- Household, R/of H.No.10-2-300/48, Ground Floor, Laxminagar, Mallepally, Behind Sham Theatre, Hyderabad.
3. Durdana Anjum W/o Late Mohd. Sardaruddin, aged 58 years,
4. Mohd. Mujeeb S/o Late Mohd. Sardaruddin, aged 39 years, Occ: Business,
5. Asra Begum D/o Late Mohd. Sardaruddin, aged 36 years,
6. Mohd. Najeeb S/o Late Mohd. Sardaruddin, aged 33 years, Occ: Business,
7. Mohd. Mujahed S/o Late Mohd. Sardaruddin, aged 30 years, Occ: Business,

All are R/o H.No.10-2-300/48, Situated at Lakshminagar, New Mallepally, Hyderabad.

(Petitioners 3 to 7 are brought on record as LR's of the deceased P1 as per Court Order dated 17.12.2021 in I.A.No.1 of 2017 (CRP.MP.No.5692 of 2017))

...PETITIONERS

AND

1. Mohd Ibrahim Farooqui, S/o Late Mohd Younus, aged 62 years, Occ:- Pvt. Employee, R/o H.No.23-6-236, Shalibanda, Hyderabad.
2. Asma Sultana W/o Late Mohd. Ibrahim Farooqui, aged 55 years,
3. Mohd. Imran Farooqui S/o Late Mohd. Ibrahim Farooqui, aged 34 years,
4. Mohd. Attaullah Farooqui S/o Late Mohd. Ibrahim Farooqui, aged 32 years,
5. Farhana Kauser D/o Late Mohd. Ibrahim Farooqui, aged 30 years,
6. Yasmeen Athar D/o Late Mohd. Ibrahim Farooqui, aged 28 years,
7. Bibi Bader D/o Late Mohd. Ibrahim Farooqui, aged 26 years,
8. Khatija Sultana D/o Late Mohd. Ibrahim Farooqui, aged 24 years,

All are R/o 10-2-300/48, Laxminagar Vijay Nagar Colony, Hyderabad.

(RR2 to 3 are brought on record as LR's of the deceased R1 as per Court Order dated 17.12.2021 in I.A.No.2 of 2017 (CRPMP.No.8950/2017))

...RESPONDENTS

I.A. NO: 1 OF 2014(CRPMP. NO: 1736 OF 2014)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased stay of all further proceedings including the execution of eviction order passed in RC No.53 of 2007 by the Hon'ble IV Addl. Rent Controller, at Hyderabad, pending disposal of the above Revision.

I.A. NO: 1 OF 2015(CRPMP. NO: 6320 OF 2015)

Between:

Mohd Ibrahim Farooqui, S/o Late Mohd Younus, aged 62 years, Occ:- Pvt. Employee, R/o H.No.23-6-236, Shalibanda, Hyderabad.

...PETITIONER/RESPONDENT

AND

1. Mohd Sardaruddin, S/o Late Mohd Ghouse, Occ:- Housewife, R/of H.No.10-2-300/48, Ground Floor, Laxminagar, Mallepally, Behind Sham Theatre, Hyderabad.
2. Abidaunnisa Begum, W/o Late Mohd Ghouse, Occ:- Household, R/of H.No.10-2-300/48, Ground Floor, Laxminagar, Mallepally, Behind Sham Theatre, Hyderabad.

...RESPONDENTS/PETITIONERS

Petition under Section 151 CPC praying that for the reasons stated in the accompanying affidavit, the High Court may be pleased to vacate the interim orders granted in CRP MP No. 1736 of 2014 in CRP No.1242 of 2014 dated 29.04.2014.

CIVIL REVISION PETITION NO: 1243 OF 2014

Petition under Section 22 of A.P. Building (Lease, Rent & Eviction) Control Act, 1960 aggrieved by the order dated 11.02.2014 in RA No.249 of 2011 on the file of the Court of the Chief Judge, City Small Causes Court at Hyderabad. Preferred against the Order dated 23.09.2011 in RC No.295 of 2006 on the file of the IV Additional Rent Controller, City Small Causes Court, Hyderabad.

Between:

1. Mohd Sardaruddin, S/o Late Mohd Ghouse, Occ:- Housewife, R/of H.No.10-2-300/48, Ground Floor, Laxminagar, Mallepally, Behind Sham Theatre, Hyderabad.
2. Abidaunnisa Begum, W/o Late Mohd Ghouse, Occ:- Household, R/of H.No.10-2-300/48, Ground Floor, Laxminagar, Mallepally, Behind Sham Theatre, Hyderabad.
3. Durdana Anjum W/o Late Mohd. Sardaruddin, aged 58 years,
4. Mohd. Mujeeb S/o Late Mohd. Sardaruddin, aged 39 years, Occ: Business,
5. Asra Begum D/o Late Mohd. Sardaruddin, aged 36 years,
6. Mohd. Najeeb S/o Late Mohd. Sardaruddin, aged 33 years, Occ: Business,
7. Mohd. Mujahed S/o Late Mohd. Sardaruddin, aged 30 years, Occ: Business,

All are R/o H.No.10-2-300/48, Situated at Lakshminagar, New Mallepally, Hyderabad.

(Petitioners 3 to 7 are brought on record as LR's of the deceased P1 as per Court Order dated 17.12.2021 in I.A.No.1 of 2017 (CRP.MP.No.5692 of 2017))

...PETITIONERS

AND

1. Mohd Ibrahim Farooqui, S/o Late Mohd Younus, aged 62 years, Occ:- Pvt. Employee, R/o H.No.23-6-236, Shalibanda, Hyderabad.
2. Asma Sultana W/o Late Mohd. Ibrahim Farooqui, aged 55 years,
3. Mohd. Imran Farooqui S/o Late Mohd. Ibrahim Farooqui, aged 34 years,
4. Mohd. Attaullah Farooqui S/o Late Mohd. Ibrahim Farooqui, aged 32 years,
5. Farhana Kauser D/o Late Mohd. Ibrahim Farooqui, aged 30 years,
6. Yasmeen Athar D/o Late Mohd. Ibrahim Farooqui, aged 28 years,
7. Bibi Bader D/o Late Mohd. Ibrahim Farooqui, aged 26 years,
8. Khatija Sultana D/o Late Mohd. Ibrahim Farooqui, aged 24 years,

All are R/o 10-2-300/48, Laxminagar Vijay Nagar Colony, Hyderabad.

(RR2 to 3 are brought on record as LR's of the deceased R1 as per Court Order dated 17.12.2021 in I.A.No.2 of 2017 (CRPMP.No.8950/2017))

...RESPONDENTS

I.A. NO: 1 OF 2014(CRPMP. NO: 1737 OF 2014)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased stay all further proceedings including execution of eviction order passed in RC No.295 of 2006 by the Hon'ble IV Addl. Rent Controller, at Hyderabad pending disposal of the above Revision

I.A. NO: 1 OF 2015(CRPMP. NO: 6221 OF 2015)

Between:

Mohd Ibrahim Farooqui, S/o Late Mohd Younus, aged 62 years, Occ:- Pvt. Employee, R/o H.No.23-6-236, Shalibanda, Hyderabad.

...PETITIONER/RESPONDENT

AND

1. Mohd Sardaruddin, S/o Late Mohd Ghouse, Occ:- Housewife, R/of H.No.10-2-300/48, Ground Floor, Laxminagar, Mallepally, Behind Sham Theatre, Hyderabad.
2. Abidaunnisa Begum, W/o Late Mohd Ghouse, Occ:- Household, R/of H.No.10-2-300/48, Ground Floor, Laxminagar, Mallepally, Behind Sham Theatre, Hyderabad.

...RESPONDENTS/PETITIONERS

Petition under Section 151 CPC praying that for the reasons stated in the accompanying affidavit, the High Court may be pleased to vacate the interim orders granted in CRP MP No.1737 of 2014 in CRP No.1243 of 2014 dated 29.04.2014.

Counsel for the Petitioners in both: SRI MOHAMMED ILYAS

Counsel for the Respondents: SRI AADESH VARMA

The Court made the following: COMMON ORDER

THE HON'BLE SRI JUSTICE A.VENKATESHWARA REDDY

CIVIL REVISION PETITION Nos.1242 and 1243 of 2014

COMMON ORDER:

None appears on behalf of the revision petitioners. As per the proceedings dated 17.10.2022 also there was no representation on behalf of the revision petitioners and accordingly, the Civil Revision Petition was directed to be listed under the caption 'for dismissal' today. In fact, as per the proceedings dated 24.06.2022, it was represented by the learned counsel for the revision petitioner that the matter is settled between the parties and requested for short time for filing compromise memo. Thereafter, inspite of granting five adjournments, there was no representation on behalf of the revision petitioners. Finally on 17.10.2022, the matter was directed to be listed today under the caption 'for dismissal' as the revision petitioners are not evincing any interest to proceed with the enquiry. Today, the learned counsel for the respondents has filed the ledger extract showing that the revision petitioners are not paying rents from 10.05.2021 onwards. In such circumstances, presence or representation on behalf of the revision petitioners is felt essential. I do not find any merit to adjourn the revision petitions in the absence of any

representation. Accordingly, in view of the proceedings dated 17.10.2022, both the Civil Revision Petitions are dismissed for default for non-prosecution. Miscellaneous applications, if any pending, shall stand closed. In the circumstances of the case, there shall be no order as to the costs.

SD/-P.PADMANABHA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Chief Judge, City Small Causes Court, Hyderabad. (with records)
2. The IV Additional Rent Controller, City Small Causes Court, Hyderabad.
3. One CC to Sri Mohammed Ilyas, Advocate [OPUC]
4. One CC to Sri Aadesh Varma, Advocate [OPUC]
5. Two CD Copies
6. One Spare Copy

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HIGH COURT

DATED: 21/10/2022

COMMON ORDER

CRP.Nos.1242 and 1243 of 2014



**DISMISSING THE BOTH CRP'S
FOR NON PROSECUTION
WITHOUT COSTS**

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MA
8/11/22