

OFFICE OF THE PRINCIPAL DISTRICT JUDGE:: KURNOOL

Dis.No. 6015 /Estt/2023

dated 23-09-2023

Copy of Order, dated 04-07-2023 passed by the Hon'ble Supreme Court of India, New Delhi in SLP (C) No.22549-22551 of 2019, is communicated herewith.

All the Judicial Officers working in Kurnool District are requested to download the Copy of Order, dated 04-07-2023 passed by the Hon'ble Supreme Court of India, New Delhi in SLP (C) No.22549-22551 of 2019, for information and necessary action from the District Court website i.e., <https://www.ecourts.gov.in/Kurnool>.

All the Judicial Officers are requested to submit the compliance report after downloading the above copy to this Court.

PRINCIPAL DISTRICT JUDGE,
KURNOOL.

Prinivam

2579

To,

All the Judicial Officers in Kurnool District.

The Secretary, District Legal Services Authority, Kurnool.

The Superintendent (Accounts), Principal District Court, Kurnool.

The Bench Clerk (Civil), Principal District Court, Kurnool.

The System Officer, District Court, Kurnool, with a direction to upload the same in the District Court's Official website.

HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

SPECIAL LEAVE PETITION (CIVIL) NOS. 22549-22551 OF 2019

(On the file of the Hon'ble Supreme Court of India, New Delhi)

AGAINST

ASN NO.469 OF 1997, COSR NO.14514 OF 2015 AND IA NO.1 OF 2016

(on the file of the High Court of A.P, at Hyderabad)

T&P.S.C. COMMUNICATION NO.77/2023

Dt: 16.09.2023

I am to Communicate the copy of the order **dated.04.07.2023** passed by the Hon'ble Supreme Court of India, New Delhi in **SLP (C.) Nos.22549-22551 of 2019** for your information and necessary action.

U.M. 2
16/9/23
ASSISTANT REGISTRAR

23/9
TO

The Principal District & Sessions Judge, District Court Complex, Kurnool District, Andhra Pradesh.

Ar. 7658
23/9/23

All Communications Should be
Addressed to Registrar by
Designation and not by Name.
Pin Code - 110001

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Delivery Mode: Registered

D. No. 28424/2019 /SEC-
SUPREME COURT OF INDIA
NEW DELHI
09th August, 2023

From:

The Assistant Registrar,
Supreme Court of India, New Delhi

27
2023

To,

1 THE REGISTRAR,
HIGH COURT OF ANDHRA PRADESH PID: 156055/2023 IN SLP(C)
AT AMRAVATHI, NO.22549-22551/2019 (SEC
DISTRICT- HYDERABAD, ANDHRA XII-A)
PRADESH

2 SUBORDINATE JUDGE,, PID: 156056/2023 IN SLP(C)
ADONI, NO.22549-22551/2019 (SEC
DISTRICT- KURNOOL, ANDHRA XII-A)
PRADESH

SPECIAL LEAVE PETITION (CIVIL) No(s) 22549-22551 OF 2019

(Petition under Article 136 of the Constitution of India from the judgement and Order dated 31st July, 2018 of the HIGH COURT OF JUDICATURE AT HYDERABAD FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH, , ANDHRA PRADESH in ASN No. 469 of 1997 , COSR No. 14514 of 2015 , IA No. 1 of 2016)

PRATAP VEERESH SETTY AND
ANOTHER

...
Petitioner(s)/Appellant(s)

VERSUS

PRATAP RANGAIAH SETTY (DIED
PER LRS) AND OTHERS

... Respondent(s)

Sir,

I am directed to forward herewith a certified copy of the order of this Court as contained in the record of proceeding dated 04th July, 2023 passed in the matters above-mentioned along with complete cause title, for your information, necessary action and compliance.

Yours faithfully,


ASSISTANT REGISTRAR

Copy to :-

1 Mr. Krishna Dev Jagarlamudi (adv.)

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. 30421/2018
(Arising out of impugned final judgment and order dated 31-07-2018
in AS No. 469/1997 passed by the High Court of Judicature at
Hyderabad for the State of Telangana And The State Of Andhra
Pradesh)

PRATAP RANGAIAH SETTY & ORS.

Petitioner(s)

VERSUS

184949

PRATAP VEERESH SETTY (DEAD) THR. LRS. & ORS.

Respondent(s)

(IA No. 41081/2022 - EXEMPTION FROM FILING O.T. AND IA No.
41080/2022-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)
WITH
SLP(C) No. 22549-22551/2019 (XII-A)
(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
134312/2019)

Date : 04-07-2023 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.S. BOPANNA
HON'BLE MR. JUSTICE M.M. SUNDRESH

Certified to be true copy
11/8/23
Registrar
Court of W.

For parties: Mr. D. Abhinav Rao, AOR
Ms. Prerna Robin, Adv.
Mr. Rahul Jajoo, Adv.
Mr. Devadipta Das, Adv.

Mr. Krishna Dev Jagarlamudi, AOR

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

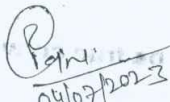
Heard learned counsel for the parties.


During the pendency of these petitions, the parties are stated
to have entered into a Settlement dated 01.03.2021 which is reduced
to writing. Through the said settlement the parties have assigned
the shares to each of the parties. The said Settlement Agreement
is made a part of this order.

In that view, the judgment dated 27.12.1996 passed by the trial court and judgment dated 31.07.2018 passed by the High Court confirming the same are set aside. It is ordered that the parties shall be entitled to the shares in the property as has been agreed by them in the Settlement Agreement dated 01.03.2021. The decree be drawn accordingly. Thereafter the final decree proceedings also be taken out in terms of the said settlement and shares be assigned to the parties.

The special leave petitions are accordingly, disposed of.

Pending application (s) shall also stand disposed of.


04/07/2023
(RAJNI MUKHI)
COURT MASTER (SH)


4/7/23
(DIPTI KHURANA)
ASSISTANT REGISTRAR



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IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

[ORDER XXI Rule 3(1) (a) of SC Rules, 2013]

SPECIAL LEAVE PETITION (CIVIL) NO. 22549-551 OF 2019

[Under Article 136 of the Constitution of India]

[Against the Impugned Judgment and Final Order dated 31.07.2018 passed by the Hon'ble High Court of Judicature at Hyderabad for the State of Telangana and the State of Andhra Pradesh in Appeal Suit No. 469 of 1997 and Cross Appeal (SR) No. 14514 of 2015 and I.A. No. 1 of 2016 (ASMP No. 408 of 2016)]

POSITION OF PARTIES IN APPEAL SUIT NO. 469 OF 1997

Position of the Party	Before the High Court	Before this Court
1. Pratap Veeresh Setty, S/o Rangaiah Setty, aged about 54 years, R/o. 1/1299, H.B.S. Colony, Yemmiganur, Kurnool District, Andhra Pradesh – 518 360.	Respondent No. 1	Petitioner No. 1
2. Pratap Venkateswarlu Setty, S/o Rangaiah Setty, aged about 52 years, R/o. Yemmiganur, Kurnool District, Andhra Pradesh.	Respondent No. 2	Petitioner No. 2
Versus		
1. Pratap Rangaiah Setty [Died per L.R.s], S/o Late Ramlingaiah Setty.	Appellant No. 1	NIL
2. Pratap Bhagyamma, W/o Rangaiah Setty, aged about 68 years.	Appellant No. 2	Contesting Respondent No. 1 ✓/M
3. Pratap Satyanayayana Setty, S/o Rangaiah Setty, aged about 48 years.	Appellant No. 3	Contesting Respondent No. 2 ✓/A
4. Pratap Chandrasekhar, S/o Rangaiah Setty, aged about 45 years.	Appellant No. 4	Contesting Respondent No. 3 ✓/A

Contesting Respondents No. 1 to 3 are all R/o H. No. 45/24-K-R-8, Ashok Nagar, Kurnool, Kurnool District, Andhra Pradesh.

- | | | |
|--|--------------------|------------------------|
| 5. Pratap Chinna Ranga Swamy,
S/o Late Ramaiah, aged about 50
years, R/o Nagaladinne Village,
Nandavaram Mandal, Kurnool
District, Andhra Pradesh. | Appellant
No. 5 | Proforma
Respondent |
|--|--------------------|------------------------|

**POSITION OF PARTIES IN CROSS APPEAL (SR) NO. 14514 OF
2015 AND I.A. NO. 1 OF 2016 (ASMP NO. 408 OF 2016)**

Position of the Party	Before the High Court	Before this Court
1. Pratap Veeresh Setty, S/o Rangaiah Setty, aged about 54 years, R/o. 1/1299, H.B.S. Colony, Yemmiganur, Kurnool District, Andhra Pradesh – 518 360.	Appellant No. 1	Petitioner No. 1
2. Pratap Venkateswarlu Setty, S/o Rangaiah Setty, aged about 52 years, R/o. Yemmiganur, Kurnool District, Andhra Pradesh.	Appellant No. 2	Petitioner No. 2
Versus		
1. Pratap Rangaiah Setty [Died per L.R.s], S/o Late Ramlingaiah Setty.	Respondent No. 1	NIL
2. Pratap Bhagyamma, W/o Rangaiah Setty, aged about 68 years.	Respondent No. 2	Contesting Respondent No. 1
3. Pratap Satyanayayana Setty, S/o Rangaiah Setty, aged about 48 years.	Respondent No. 3	Contesting Respondent No. 2
4. Pratap Chandrasekhar, S/o Rangaiah Setty, aged about 45 years.	Respondent No. 4	Contesting Respondent No. 3

Contesting Respondents No. 1 to 3 are all R/o H. No. 45/24-K-R-8, Ashok Nagar, Kurnool,

Kurnool District, Andhra Pradesh.

5. Pratap Chinna Ranga Swamy,
S/o Late Ramaiah, aged about 50
Years, R/o Nagaladinne Vilalge.
Nandavaram Mandal, Kurnool
District, Andhra Pradesh.

To

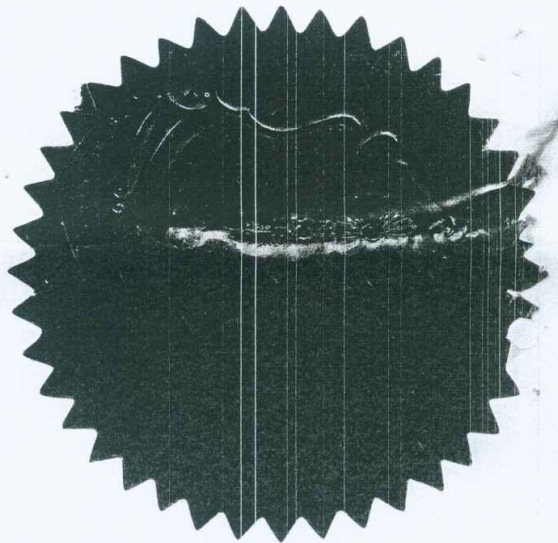
The Hon'ble Chief Justice of India and His
Companion Judges of the Supreme Court of India

The humble petition of the
Petitioners above named

MOST RESPECTFULLY SHOWETH:

1. That the present petition has been filed under Article 136 of the Constitution of India seeking special leave to appeal against the Impugned Judgment and Final Order dated 31.07.2018 passed by the Hon'ble High Court of Judicature at Hyderabad for the State of Telangana and the State of Andhra Pradesh in Appeal Suit No. 469 of 1997 and-Cross Appeal (SR) No. 14514 of 2015 and I.A. No. 1 of 2016 (ASMP No. 408 of 2016) whereby the Hon'ble High Court was pleased to inter alia reject the Application for condonation of delay in filing the Cross Appeal and consequently the delay in filing the Cross Appeal was not condoned. Accordingly, the Cross Appeal was also rejected. Further, the Amended Plaint filed by the Petitioners / Plaintiffs was not permitted to be looked into.

1 A. The Appellant No. 1 before the Hon'ble High Court (Respondent No.1 herein) had died on 10.06.2010 i.e. during the pendency of the Appeal before the Hon'ble High Court. Since all his legal representative were already on record, as appellant No. 2 to 5 no separate application was moved to bring on record his LRs. Consequently, all the Legal Representatives of the deceased Appellant No.1 (before the Hon'ble High Court) are already on record before this Hon'ble Court and hence there is no necessity of filing an application to bring on record his L.Rs. The Certified copy of the Impugned order not mentioned Appellant No. 1 (Dead). Through L.Rs.



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SEALED IN MY PRESENCE