

OFFICE OF THE PRINCIPAL DISTRICT JUDGE:: KURNOOL

Dis.No. 2794 /Estt/2024

Dated 10-05-2024

Copy of Order, dated 19-04-2024 passed by the Hon'ble Supreme Court of India, New Delhi in C.A.No.5031 of 2024 in W.P.No.10350 of 2018 on the file of Hon'ble High Court of Andhra Pradesh at Hyderabad, is herewith communicated.

The Judicial Officers concerned are hereby requested to download the Copy of Order, dated 19-04-2024 passed by the Hon'ble Supreme Court of India, New Delhi in C.A.No.5031 of 2024 in W.P.No.10350 of 2018 on the file of Hon'ble High Court of Andhra Pradesh at Hyderabad, from District Court website i.e., <https://kurnool.dcourts.gov.in> for information.

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

*J. Prasad*

PRINCIPAL DISTRICT JUDGE,  
KURNOOL.

*1015*

To,

**All the Judicial Officers in Kurnool District.**

The Secretary, District Legal Services Authority, Kurnool.

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

The Stenographer Grade-I, Principal District Court, Kurnool.

The Superintendent/Civil Bench Clerk, 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**

**CIVIL APPEAL NO.5031 OF 2024**

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

**AGAINST**

**WP NO.10350 OF 2018**

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



T&P.S.C. COMMUNICATION NO.124/2024

Dt: 4.05.2024

I am to Communicate the copy of the order **dated.19.04.2024** passed by the Hon'ble Supreme Court of India, New Delhi in **C.A.NO.5031 OF 2024** for your information and necessary action.

**ASSISTANT REGISTRAR**

9.5

**TO**

- 1.The Section Officer, Writ Non-service DB, A.P.High Court, at Amaravati.
2. The Principal District & Sessions Judge, District Court Complex, Kurnool District, Andhra Pradesh.

Rno 3825  
9/5/24

ail 

Registrar General APHC

CA No. 5031/2024

**From :** SECTION XII A <sec.xiia@sci.nic.in>  
**Subject :** CA No. 5031/2024  
**To :** Registrar General APHC <reggenaphc@nic.in>

Sat, Apr 27, 2024 12:27 PM  
1 attachment

Sir/Madam

Please, find attached herewith Order dated 19.04.2024.

Regards  
Branch officer  
Section-XII-A  
Contact No.011-231159395031/



 **5031 of 2024.pdf**  
33 KB

124  
2024



IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.5031 OF 2024  
(@ SLP(C) No. 15184/2020)

T. RAGANNA &amp; ORS.

APPELLANT(S)

VERSUS

THE STATE OF ANDHRA PRADESH &amp; ORS.

RESPONDENT(S)

O R D E R

- 1 Leave granted.
- 2 By the impugned order, the request made by the appellants for amendment was rejected without assailing any reason. While the learned counsel appearing for the appellants submitted that the amendment sought to be made is only with respect to surnames and survey number.
- 3 Learned senior counsel appearing for the contesting respondent No.5 submitted that it changes the very character of the dispute.
- 4 What the appellants seek is only an amendment that too in a writ proceeding. The High Court was not right in rejecting it without even assailing any reason. The power

Signature Not Verified

Digitally signed by  
SWETA PANDI  
Date: 2024.04.23  
17:18:55 IST  
Reason: 

under Article 226 of the Constitution of India is rather wide and, therefore, the restriction and rigour of the Code of Civil Procedure, 1908 will have no bearing. If the respondents have any objection on merits, they can very well raise it. To put it differently, had the appellants filed the writ petition with the proposed amendment, then the writ petition could have been decided on merit.

- 5 In such view of the matter, we are inclined to set aside the impugned order by allowing the application for amendment. We make it clear that all issues are left upon for the contesting respondent No.5 to raise at the time of deciding the writ petition.
- 6 The appeal is allowed. No costs.
- 7 Pending application(s), if any, shall also stand disposed of.

.....J.  
[M.M. SUNDRESH]

.....J.  
[PRASANNA BHALACHANDRA VARALE]

NEW DELHI;  
19<sup>th</sup> APRIL, 2024