

IN THE COURT OF VACATION CIVIL JUDGE, CAMP AT TADEPALLIGUDEM

In the Court of Vacation Civil Judge :: IX Additional District Judge, West
Godavari, Kovvur. Camp at Tadepalligudem

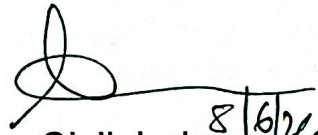
Smt. M.Anuradha,

A Diary Dated : 08-06-2026

S.No.	Case Type	Case proceedings
1.	C.P.No.57/2025 (Sri D.D.B)	Lodge and watch for 90 days.
2.	OS.No.49/2026 (Sri K.S.R.K)	Issue summons to Defendant through court and Speed Post call on 30.06.2026
3	IA.No. /2026 OS.No.49/2026 (Sri K.S.R.K.)	<p>Petitioner/plaintiff filed the present petition under order 38 Rule 5 C.P.C. seeking the relief of conditional attachment of the petition schedule property before the judgment.</p> <p>The affidavit filed by the petitioner disclose that originally defendant borrowed an amount of Rs. 5,00,000/- from the petitioner/plaintiff on 06-05-2024 for the purpose of family necessities and agricultural expenses and agreed to repay the same with interest at the rate of 18% p.a., and that the defendant also executed demand promissory note in favour of the petitioner/plaintiff on the even date. Petitioner further pleads that in spite of his repeated demands, respondent/defendant failed to discharge the promissory note debt and thereby petitioner filed suit for recovery of an amount of Rs. 6,25,166/- due under the promissory note along with the interest and filed the present petition under order 38 rule 5 C.P.C.</p> <p>Petitioner pleads that in order to evade the promissory note debt amount, respondent is trying to alienate the petition schedule property with dishonest intention and unless the petition schedule property is attached, petitioner will not be able to recover the suit amount and he will be put to irreparable loss, thereby petitioner prays for conditional attachment before Judgment of the petition schedule property.</p> <p>Heard the learned counsel for petitioner who urged for issuance of urgent order in view of the contents of the affidavit filed by the petitioner.</p> <p>The affidavit filed by the petitioner disclosed that he filed the main suit for recovery of Rs.6,25,166/- basing on demand promissory note executed by the defendant dt. 06-05-2024. So, the affidavit filed by the petitioner and the 3rd party affidavits of one Kalapala Balaji, K.Srinivasa Chary, discloses that except the petition schedule property, the petitioner has no other properties that, she is</p>

		<p>trying to alienate the schedule property to 3rd parties to defeat the interest of the petitioner and to evade the promissory note debt. Petitioner also filed copies of the registered document dt. 29-10-1979 stands in favour of respondent and the copy of Encumbrance Certificate in support of their contention in respect of the ownership of the respondent over the petition schedule property.</p> <p>Perusal of the plaint and suit documents discloses prima facie case in favour of the petitioner for the decretal of the suit amount. The 3rd party affidavits also supports the petitioners plea that the respondent is trying to alienate the petition schedule property to evade payment to her creditors. Therefore, the apprehension of the petitioner that the respondent is likely to cause delay or obstruct the execution of the decree which may be passed in the suit is well founded. Hence, it is a fit case to exercise the discretion under order 38 rule 5 of C.P.C.</p> <p>Therefore, issue order XXXVIII. Rule 5 (b) CPC show cause notice through court on process to the respondent as to why she should not furnish the 3rd party security for the suit amount of Rs. 6,25,166/- within 72 hours from the date of receipt of the notice or to appear and show the reason why the schedule property should not be attached. In the event of the respondent failing to furnish 3rd party security amount, as specified above, the schedule property shall be attached subject to payment of process for speed post by the petitioner towards communication of the attachment order to the concerned Sub Registrar. Issue copy of the petition to the respondent through court and speed post on payment of process by the petitioner. Call on 30-06-2026</p>
4.	AS.No.06/2026 (Sri R.R.K)	Issue notice to Respondents through court and Speed post call on 30.06.2026.
5.	IA.No.214/2026 AS.No.06/2026	Counsel for petitioner not appeared. Heard issue urgent notice to R1 to R3 through court and Speed Post on payment of process call on 30.06.2026.
6.	S.R.No.394 to 396/2026 VSRSN	Returned
7.	S.R.No.399 & 400/2026 KP	Returned
8	S.R.No.404 to 406/2026 TVR	Returned

9.	I.A.No.46/2026 A.S.No. 5/2026	As per the Orders in I.A.No.218 /2026 petition is advanced from 16-06-2026 to 08-06-2026 and issue Notice to the Respondent in I.A. filed under section 151 of C.P.C. Call on 16-06-2026 19-06-2026.
10.	AS 5/2026	As per the Orders in I.A.No.218 /2026 petition is advanced from 22-06-2026 to 08-06-2026 and issue Notice to the Respondent in I.A. filed under section 151 of C.P.C. Call on 16-06-2026.
11.	SR 407/2026 and 408/2026 CHGR	Returned
12.	SR 411/2026 and 413/2026 PVR	Returned
13.	SR 414/2026 and 389/2026 CHNR	Returned


 Vacation Civil Judge, 8/6/26
 Judge, -cum-
 IX Add. District Judge,
 Kovvur
 Camp at Tadepalligudem