APHC010511872026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3299]**
(Special Original Jurisdiction)

FRIDAY, THE 9th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI

CIVIL REVISION PETITION NO: 2767/2026

Between:

1. TUMMALAPALLI PADMAJA RAJA KUMARI, W/O. SUBBA RAO AGED ABOUT 49 YEARS, R/O. D. NO.59A-5-9,FLAT NO.72, P T COLONY-LL, ROAD NO.3, VENKATESWARA NILAYAM, VIJAYAWADA.

...PETITIONER

AND

1. YARLAGADDA VENKATESWARA RAO, S/o. late Kotilingam, aged 54 years, R/o. D. No.21-91, Bhagath Singh Nagar Yanamalakuduru, Perramaluru Mandal,Krishna District - 520007.

...RESPONDENT

Petition under Article 227 of the Constitution of India,praying that in the circumstances stated in the grounds filed herein,the High Court may be pleased toto Set aside the Docket Order dt. 13.07.2026 passed in I.A.No.928/2025 inO.S.No.01/2021 on the file of the court of learned VIII Additional District Judge, Vijayawada

IA NO: 1 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased stay all further proceedings in O.S. No.01 of 2021 on the file of the learned VIII Additional District Judge, Vijayawada, pending disposal of the above civil revision petition, in the interest of justice and equity,

Counsel for the Petitioner:

1. BVS Chalapathi rao

Counsel for the Respondent:

1.

The Court made the following:

ORDER :

This Civil Revision Petition has been filed under Article 227 of the Constitution of India by the petitioner/defendant, being aggrieved by the docket order dated 13.07.2026 passed in I.A.No.928 of 2025 in O.S.No.01 of 2021 on the file of the learned VIII Additional District Judge, Vijayawada.

2. Heard Sri B.V.S.Chalapathi Rao, learned counsel for the revision petitioner, and perused the material on record.

3. The revision petitioner is the defendant in O.S.No.01 of 2021 on the file of the learned VIII Additional District Judge, Vijayawada. The respondent/plaintiff filed the aforesaid suit against the defendant seeking recovery of an amount of Rs.38,00,000/- under a promissory note dated 06.07.2019.

4. During the pendency of the suit, the defendant filed I.A.No.929 of 2025 under Section 45 of the Indian Evidence Act and Section 151 of the Code of Civil Procedure, 1908, seeking an expert opinion with regard to the signatures on the suit promissory note. The said application was dismissed on 13.07.2026 for non-compliance with the conditions as mentioned therein. Aggrieved by the same, the defendant has filed the present Civil Revision Petition.

5. I have considered the submissions made by the learned counsel for the revision petitioner and perused the material available on record.

6. Having regard to the nature of the dispute and the facts and circumstances of the case, this Court is not inclined to interfere with the impugned order in the exercise of its supervisory jurisdiction under Article 227 of the Constitution of India.

7. However, liberty is granted to the revision petitioner to approach the learned trial Court by filing an appropriate application seeking compliance with the conditions as mentioned therein, including payment of the expert fee.

8. If any such application is filed, the learned trial Court shall pass appropriate orders on its own merits, without being influenced by the observations made in the order dated 13.07.2026.

9. With the above observations, the Civil Revision Petition is dismissed of.

No order as to costs.

As a sequel thereto, miscellaneous petitions, if any pending, shall also stand closed.

RAVI NATH TILHARI, J

Date : 09.10.2026.
RPD.

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THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI

(DISPOSED OF)

CIVIL REVISION PETITION NO: 2767 of 2026

Date : 09.10.2026

RPD.