

HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

C.R.P.No.5022 of 2013

Date : 29-11-2013

Between :

Rakindi Nagaiah and others ..

Petitioners

And

Kolluri Venkata Narayana
and another ..

Respondents

Counsel for petitioners : Ms. Prasanthi for Sri I. Koti Reddy

Counsel for respondents : --

The Court made the following:

ORDER:

This Civil Revision Petition arises out of order dated 16-7-2013 in I.A.No.1689/2009 in O.S.No.357/2003 on the file of the learned Principal Junior Civil Judge, Ongole.

The petitioners are the defendants in the above mentioned suit filed by the respondents for declaration of title and permanent injunction in respect of the suit schedule property. The petitioners were set exparte and an exparte decree was passed on 27-9-2003. Execution Petition was filed by the respondents/plaintiffs on 5-1-2004. The petitioners filed I.A.No.1689/2009 on 23-10-2008 for condonation of delay of 1829 days in filing the application for setting aside the exparte decree. The Court below, after considering the oral and documentary evidence, held that the petitioners have failed to offer satisfactory explanation for condoning the huge delay.

Having carefully considered the reasons assigned by the lower Court, I do not find any error, jurisdictional or otherwise, in the order under revision warranting interference of this Court in exercise of its revisional jurisdiction.

The Civil Revision Petition is accordingly dismissed.

As a sequel to the dismissal of the Civil Revision Petition, CRPMP No.6952/2013 is dismissed as infructuous.

Justice C.V. Nagarjuna Reddy

Date : 29-11-2013

AM