MEMORANDUM OF CIVIL MISCELLANEOUS PETITION

(Under Order 22 rule 4 of C.P.C)

IN THE HIGH COURT FOR THE STATE OF TELANGANA

AT HYDERABAD

IA.No. of 2021

IN

IA.No. 01 of 2018

IN

A.S.No. 473 of 2016

Between:

Kishta Reddy S/o. Malla Reddy,

Died per LR’s. Petitioner/Respondent No.13

AND

1.N.Lakshmamma W/o.Late N.kista Reddy aged about 70 years,

Occ:Housewife,R/o.2-16, Julkal Village, Knadi Mandal, Sanga Reddy, Pin-502285.

2. N. Dathatri Reddy S/o. Late N.kista Reddy aged about 44 years,Occ:Agriculture

R/o.2-16, Julkal Village, Knadi Mandal, Sanga Reddy, Pin-502285.

3.N.Narsimha Reddy S/o. Late N.kista Reddy aged about 38 years,Occ:Agriculture

R/o.2-16, Julkal Village, Knadi Mandal, Sanga Reddy, Pin-502285.

4.N. Shailaja W/o.N Venkat Reddy aged 42 years, Occ: House wife, R/o:1-80, Railapur Village, Kowdipalli mandal, Medak District,Pin-502316.

…Respondents/Appellants

1. N. Anji Reddy S/o. Malla Reddy (died) per L.Rs.

R/o. Julkal(v), Sangareddy Mandal,

Medak District.

2. N. Bujang Reddy S/o. Malla Reddy,

Aged 70 years, Occ: Agriculture,

R/o. Julkal(v), Sangareddy Mandal,

Medak District.

3. Laxma Reddy S/o Anji Reddy,

Age: 45 years, Occ: Agriculture,

R/o. Julkal(v), Sangareddy Mandal,

Medak District.

4. Smt. Radhamma W/o. Anji Reddy,

Aged 75 years, Occ: House Wife,

R/o. Pedda Kanjarala Patancheru Mandal.

5. N. Vishnuvardhan Reddy S/o. Anjireddy,

Aged 45 years, Occ: Agriculture,

R/o. Pedda Kanjarala Patancheru Mandal.

6. N. Smt. Surya Kala W/o Santhi Reddy,

Aged 48 years, Occ: House Wife,

R/o. Pedda Kanjarala Patancheru Mandal.

7. Smt. Indiramma W/o. Srinivas Reddy,

Aged 47 years, Occ: House wife,

R/o. Siddapur(v), Sadashivpet Mandal.

8. N. Malla Reddy S/o. Anji Reddy,

Aged 42 years, Occ: Agriculture,

R/o. Julkal(v), Sangareddy Mandal,

Medak District.

9. N. Sudhakar Reddy S/o. Anji Reddy,

Aged 40 years, Occ: Agriculture,

R/o. Julkal(v), Sangareddy Mandal,

Medak District.

10. N. Sadashiv Reddy S/o. Anji Reddy,

Aged 32 years, Occ: Agriculture,

R/o. Julkal(v), Sangareddy Mandal,

Medak District.

…Respondents/Appellants

1. N. Buchi Reddy S/o. Somi Reddy (died) L.Rs.

2. Ramachandra Reddy S/o. Buchi Reddy (died)

3. Kishta Reddy S/o. Buchi Reddy (died)

Per L.Rs. Plaintiffs 9 to 12

4. Somi Reddy S/o. Buchi Reddy, age 38 years.

5. Smt. N. Balamani W/o. Ramachandra Reddy,

Age 60 years.

6. N. Ananth Reddy S/o. Ramachandra Reddy,

Age 42 years.

7. N. Agi Reddy s/o. Ramachandra Reddy,

Age 36 years.

8. Smt. Yerolla Malleshwari W/o. Narsimha Reddy,

Age 45 years.

9. N. Ram Reddy S/o Late Kista Reddy,

Age 35 years.

10. N. Chandrashekar Reddy S/o. Kista Reddy,

Age 30 years.

11. Smt. Savithri W/o. Malka Reddy,

(D/o. Kista Reddy, 50 years).

12. Smt. N. Annamma W/o. Late Kista Reddy,

Age 60 years.

13. Kanthakapu Agamma W/o Ramachandra Reddy,

Aged 45 years, R/o. Malkapur,

Sangareddy.

14. Chinnagari Buchamma W/o Baga Reddy,

Age 43 years, R/o. Siddapur, Sadashivpet Mandal.

15. Paske Veeramma W/o Narayan Reddy,

Age 40 years, R/o Gangyada (V), Vikarabad Taluq.

Ranga Reddy District.

16. S. Anjamma W/o. Buchi Reddy,

Age 25 years( died) per L.Rs. D 18 to D 21.

17. Kothakapu Manik Reddy s/o. Ramachandra Reddy,

Age 40 years, R/o. Malkapur (V),

Kondapur Mandal.

18. Smt. B. Dodla Narasamma W/o. Veera Reddy,

Age 50 years, R/o. Rejintal (V), Sadashivpet Mandal.

19. Sangareddigari Buchi Reddy S/o. Manik Reddy,

Age 60 years, R/o. Gollapally (V), Kondapur Mandal.

20. Smt. Renamma W/o. Ananth Reddy, Age 40 years,

R/o. Tangadpally (V), Vikarabad Mandal, RR. District.

21. S. Manik Reddy S/o. Buchi Reddy,

Age 35 years, R/o. Gollapally (V), Kondapur Mandal.

22. Smt. Agamma W/o. Amboji Reddy,

Age 30 years, R/o. Manapur (V), Kondapur Mandal.

(Respondents No.11 to 22 Not Necessary parties to this petition.)

…Petitioners/Respondents.

**AFFIDVAIT**

I N.Narsimha Reddy S/o. Late N.kista Reddy aged about 38 years,Occ:Agriculture

R/o.2-16, Julkal Village, Knadi Mandal, Sanga Reddy. do here by solemnly affirm and state on oath as follows:

1. It is submitted that the Respondents 1 to 22 have filed a suit bearing OS.No.63 of 1983 on the file of the Senior Civil judge Sanga Reddy for partition of ancestral properties.. The said suit was decreed for partition of entire Suit schedule A and B properties into 2 equal shares by judgment and decree dated 03-02-2016.

2. It is submitted that the aggrieved by the said judgment the defendants filed the present First appeal bearing AS.No.473 of 2016. The 13th respondent herein Sri.N.Kista Reddy expired on 18-08-2020 leaving behind the petitioners herein the legal heirs. The 1st petitioner is the wife ,the 2nd and 3rd petitioners are the sons and the 4th petitioner is the daughter of Late Sri.N.Kista Reddy . The suit being for partition of immovable properties the casue of action survives and the petitioners herein being the legal heirs are to be bought on records as legal heirs of the 13th respondent of Sri.N.Kista Reddy .

3. It is submitted that if the petitioners are not bought on record and permitted to participate the First appeal proceedings they shall suffer irreparable loss and injury.

It is therefore prayed that this Honorable Court may be pleased to bring the petitioners herein on record as legal heirs of the 13th respondent late Sri N.Kista Reddy and pass such other order or orders as this Honorable Court may deem fit and proper in the circumstances of the case.

Sworn and signed before me DEPONENT

On this day of July, 2021

At Hyderabad

Advocate: Hyderabad

VERIFICATION

I N.Narsimha Reddy S/o. Late N.kista Reddy aged about 38 years,Occ:Agriculture

R/o.2-16, Julkal Village, Knadi Mandal, Sanga Reddy do hereby verify and declare that the facts stated in the above paragraphs of the affidavit are true to my personal knowledge, belief, information and also legal advise from my counsel.

Hence verified on this the day of July 2021 at Hyderabad.

DEPONENT

Counsel for the Respondent