THE HONOURABLE SRI JUSTICE C.PRAVEEN KUMAR AND

THE HONOURABLE DR. JUSTICE K.MANMADHA RAO

CIVIL REVISION PETITION No.1322 OF 2021

ORDER: (Per Hon'ble Sri Justice C.Praveen Kumar)

Heard Ms.Kalla Tulasi Durgamba, learned counsel for the petitioners and Sri Maheswara Rao Kunchem, learned Standing Counsel for the 1st respondent. With their consent, the Civil Revision Petition is disposed of at the admission stage.

2. This civil revision petition is filed under Section 115 C.P.C. challenging the docket order dated 20.04.2021 passed in E.P.No.95 of 2014 in A.C.P.No.1 of 2012, which is as under:

"Calculation Memo filed by the learned counsel for the Decree Holder. At request of the learned counsel for the Judgment Debtor, for objections if any. As per the directions of the Hon'ble High Court of Andhra Pradesh, the Judgment Debtor had failed to deposit the balance amount within two months from the date of order. Hence, issue Order 21 Rule 38 CPC arrest warrant against J.Drs.1 and 4, on payment of process. Call on 27.04.2021."

- 3. As the petitioner failed to comply with the order passed by this Court in C.R.P.No.3137 of 2019, the order referred to above came to be passed.
- 4. On instructions, Sri Maheswara Rao Kunchem, learned Standing Counsel for the 1st respondent, would submit that in order to give a quietus to the litigation, the petitioners may be directed to deposit

Rs.61,688/- for the present and balance amount to be paid shall be

worked out in the E.P.

5. The same is opposed by the learned counsel for the petitioners.

6. Having regard to the above, this Civil Revision Petition is disposed

of directing the petitioners to deposit Rs.61,688/- within a period of one

week from today in default, the 1st respondent is at liberty to execute

the order in E.P.No.95 of 2014. In case the amount as ordered is

deposited, the balance amount to be paid/recovered shall be worked

out before the Executing Court in accordance with law and E.P. shall be

disposed of within four weeks. It is needless to mention that the

1st respondent is permitted to withdraw the amount deposited without

any security.

7. With the above direction, the Civil Revision Petition is disposed

of. No costs.

All pending miscellaneous petitions if any, shall stand closed.

JUSTICE C.PRAVEEN KUMAR

DR. JUSTICE K.MANMADHA RAO

Date: 15.12.2021

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DATE: 15.12.2021