

IN THE COURT OF THE HON'BLE I ADDL. JUNIOR CIVIL JUDGE R.R.
DISTRICT AT: L.B. NAGAR

E.A.NO OF 2018
 IN
E.P.NO. 115 OF 2017
 IN
O.S.NO. 70 OF 2015

Between:

Silver Oak Bungalows Owners Association
& another

...Decree Holders

AND

Aduri Sharath Chandra and other's

...Judgment Debtors

AFFIDAVIT

I, D. Pavan Kumar S/o. D. Anjaneyulu, age 27 years, Occ: CRE, R/o. 5-4-187/3 & 4, II Floor, Soham Mansion, M.G.Road, Secunderabad, do hereby solemnly affirm and state on oath as follows:

1. I submit that I am the Customer Relation Executive and as such I am well aware of the facts deposed hereunder.
2. I submit that the decree holder has filed the above EP and the Judgment debtors were served notices but failed to appear and this Hon'ble court was pleased to set them Ex-party in the above EP proceedings.
3. I submit that this Hon'ble court was pleased to direct the decree holder to file the chief affidavit, as per the directions of this Hon'ble court the decree holder filed the Chief Affidavit on 03-01-2018 under SR.No.35/2018. As our counsel had some personnel inconvenience to attend court on 04-01-2018 as such the chief affidavit was filed in the SR on a day prior to the hearing. Our counsel on record could not appear on the above said date for the reason mentioned above and this Hon'ble court was pleased to dismiss the EP.



4. I submit that the non representation of the counsel was not wanton nor wilful but for the reasons stated above.

I therefore pray that this Hon'ble court may be pleased to set aside the order of dismissal dated 05-01-2018 and take the EP on file in the interest of justice.

It is further prayed that this Hon'ble court may be pleased to condone the delay of ____ days in filing the petition for setting aside the order of dismissal dated 05-01-2018 passed by this Hon'ble court in the interest of justice.

Sworn & signed before me on this
The ____ day of Feb 2018.


Deponent

Advocate/Secunderabad

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Between:

Silver Oak Bungalows Owners Association
Rep by its President R/o. Bungalow no.39
Silver oak Bungalows
Cherlapally Village R.R.Dist.

Mehta & Modi Homes, Rep by its Managing Partner
Mr.Soham Modi, R/o 5-4-187/3 & 4,
2nd Floor, Soham Mansion,
M.G.Road, Secunderabad-500003

...Decree Holders

AND

1. Aduri Sharath Chandra S/o Aduri Prakash Reddy,
Age.Major, Occ.Business.
2. Aduri Sumalatha W/o Adhuri Prakash Reddy,
Age.Major, Occ.Housewife
3. Aduri Prakash Reddy,
Age. Major, Occ.Business.

All are resident of Bungalow no.220, Silver Oak Bungalows
Phase II, Cherlapally Village, R.R.Dist.

...Judgment Debtors

PETITION FILED UNDER ORDER 21 RULE 106 OF C.P.C.

For the reasons stated in the accompanying affidavit it is prayed that this
Hon'ble court may be pleased to set aside the order of dismissal dated
05-01-2018 and take the EP on file in the interest of justice and pass
such other order or orders as this Hon'ble court deems fit and proper in
the circumstances of the case.

Date :

Place: L.B.Nagar

Counsel for the petitioner

IN THE COURT OF THE HON'BLE I
ADDL. JUNIOR CIVIL JUDGE R.R.
DISTRICT AT: L.B. NAGAR

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AND

Aduri Sharath Chandra and others
...Judgment Debtors

PETITION FILED U/O 21 RULE
106 OF C.P.C.

Filed on : -03-2018

Filed By : **Sri C.BALAGOPAL**
ADVOCATE

Address for service:

103, Suresh Harivillu Apartments,
Road No.11, West Marredpally,
Secunderabad-26.
Ph: 64570512

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...Judgment Debtors

PETITION FILED UNDER SECITON 5 OF LIMITATION ACT

For the reasons stated in the accompanying affidavit it is prayed that this Hon'ble court may be pleased to condone the delay of ____ days in filing the application for setting aside the order of dismissal dated 05-01-2018 and take the EP on file in the interest of justice and pass such other order or orders as this Hon'ble court deems fit and proper in the circumstances of the case.

Date :

Place: L.B.Nagar

Counsel for the petitioner

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DISTRICT AT: L.B. NAGAR

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...Judgment Debtors

PETITION FILED U/s 5 OF
LIMITATION ACT

Filed on : -03-2018

Filed By : **Sri C.BALAGOPAL**
ADVOCATE

Address for service:

103, Suresh Harivillu Apartments,
Road No.11, West Marredpally,
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