



IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

**MONDAY, THE EIGHTEENTH DAY OF JANUARY
TWO THOUSAND AND TWENTY ONE**

: PRESENT:

**THE HONOURABLE SRI JUSTICE NINALA JAYASURYA
WRIT PETITION NO: 890 OF 2021**

Between:

Bogireddy Obul Reddy, S/o. Late B. Musalahi, aged about 53 years, Address. R/o Thurakapalli Village, Bhairavaran Post, Duttaluru Mandalam, SPSR Nellore District, State of A.P.

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by Principal Secretary to Govt of A.P. Revenue Department, Secretariat, Guntur
2. The District Collector, SPSR Nellore SPSR Nellore District.
3. The Revenue Divisional Officer, Kavali, SPSR Nellore District.
4. The Tahsildhar, Duttaluru Mandalam, Bhairavaran Revenue Village, SPSR Nellore District.
5. Sub-Inspector Duttaluru Police Station, SPSR Nellore District.
6. Devadla China Vekataih, S/o Pada Venkatesu aged about 53 years R/oThurakapalli Village, Bhairavaran Post, Duttaluru Mandalam, SPSR Nellore District.
7. Devandla Srinivasulu, S/o. Pada Venkatesu, Aged about 50 years R/oThurakapalli Village, Bhairavaran Post, Duttaluru Mandalam, SPSR Nellore District

Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of writ of mandamus, to declare the action of the respondents interfere in Survey No.465-1 an extent of land AC.0.61 situated in Byravaram revenue village, Duttaluru Mandalam, SPSR Nellore District and dispossess the petitioner there from without following due process of law is illegal, arbitrary and unjust and without jurisdiction or authority and in violation of Articles 14, 21 and 300A of the Constitution of India and in violation of principles of natural justice and consequently direct the respondents not to resort to the above said action without following due process of law.

IA NO: 1 OF 2021

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 to direct the respondents not to interfere in Survey No. Survey No.465-1 an extent of land AC.0.61 situated in Byravaram revenue village, Duttaluru Mandalam, SPSR Nellore District. And not to dispossess the petitioner there from, pending disposal of WP 890 of 2021, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI BATHULA RAJ KIRAN Advocate for the Petitioner, and of GP FOR REVENUE for the Respondents, the Court made the following.

ORDER:

“Heard the learned counsel for the petitioner and the learned Assistant Government Pleader for Revenue.

The grievance of the petitioner in the present Writ Petition is that the respondents are trying to dispossess the petitioner from the land in question without following due process of law.

The learned counsel for the petitioner places reliance on the latest adangal dated 19.11.2020 and also pattadar pass books.

Considering the same, there shall be an interim direction to the respondent No's.1 to 5 not to dispossess the petitioner from the subject land without following due process of law.

The learned counsel for the petitioner is permitted to take out personal notice to the respondent No's.6 and 7 by registered post with acknowledgment due and file proof of service in the registry within a period of three(3) weeks.

List the matter after four(4) weeks."

//TRUE COPY//

Sd/-K.JaganMohan
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary to Govt of A.P. Revenue Department, State of Andhra Pradesh, Secretariat, Guntur
2. The District Collector, SPSR Nellore SPSR Nellore District.
3. The Revenue Divisional Officer, Kavali, SPSR Nellore District.
4. The Tahsildhar, Duttaluru Mandalam, Bhairavaran Revenue Village, SPSR Nellore District.
5. Sub-Inspector Duttaluru Police Station, SPSR Nellore District.
6. Devadla China Vekataih, S/o Pada Venkatesu aged about 53 years R/oThurakapalli Village, Bhairavaran Post, Duttaluru Mandalam, SPSR Nellore District.
7. Devandla Srinivasulu, S/o. Pada Venkatesu, Aged about 50 years R/oThurakapalli Village, Bhairavaran Post, Duttaluru Mandalam, SPSR Nellore District (Addresses 1 to 7 by RPAD)
8. One CC to SRI BATHULA RAJ KIRAN Advocate [OPUC]
9. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh. [OUT]
10. One spare copy

HIGH COURT

NJSJ

DATED:18/01/2021

LIST AFTER FOUR WEEKS

ORDER

WP.No.890 of 2021

INTERIM DIRECTION

25 JAN 2021