



**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI  
(SPECIAL ORIGINAL JURISDICTION)**

MONDAY, THE FIFTH DAY OF SEPTEMBER,  
TWO THOUSAND AND TWENTY TWO

**:PRESENT:**

**THE HONOURABLE SRI JUSTICE D RAMESH  
WRIT PETITION NO: 9143 OF 2022**

**Between:**

Telugu Chandra Sekhar, S/o.Telugu Ganganna, aged 50 years, Occ: Agriculture Cooli, R/o.H.No.40-808-H6, Srinivasa Nagar, Kurnool City, Kurnool District.

**...Petitioner**

**AND**

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Revenue Department, Secretariat, Velagapudi, Amaravathi, Guntur District.
2. The District Collector, Kurnool, Kurnool District.
3. The Revenue Divisional Officer, Kurnool Division, Kurnool City, Kurnool District.
4. The Tahsildar, Kurnool Rural Mandal, Kurnool District.
5. The Panchalingala Grampanchayat, Rep by its Panchayat Secretary, Panchalingala Village, Kurnool Rural Mandal, Kurnool 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 a Writ, order or directions, more particularly one in the nature of Writ of Mandamus, declaring the illegal action of the respondents 4 and 5 and their men in interfering with construction, peaceful possession and enjoyment of house site Plot No. 140 in Sy.Nos. 299,298 and 296/3, an extent 40 x 33 Square Feet i.e., Ac.0.03 cents, situated at Panchalingala Village Fields, Panchalingala Grama Panchayat, Kurnool Rural Mandal, Kurnool District and rejected the petitioner application by Notice Rc.No. 15/PS/2021, dated. 20-08-2021, by the 5<sup>th</sup> respondent, without following the due procedure, which is illegal, arbitrary, unjust, violation of Articles 14 and 300-A of the Constitution of India and consequently set aside rejected Notice Rc.No. 15/PS/2021, dated. 20-08-2021, issued by the 5<sup>th</sup> respondent and further direct the respondents herein not to interfere with the construction and dispossess petitioner and his family members from the subject house site or otherwise petitioner and his family will suffer serious finance loss and great hardship.

**IA NO: 1 OF 2022**

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 grant stay against the respondents in interfering with the construction and dispossessing petitioner and his family in respect of house site Plot No. 140 in Sy.Nos. 299,298 and 296/3, an extent 40 x 33 Square Feet i.e., Ac.0.03 cents, situated at Panchalingala Village Fields, Panchalingala Grama Panchayat, Kurnool Rural Mandal, Kurnool District, pending disposal of WP.No.9143 of 2022, 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 Challa Sivasankar, Advocate for the Petitioner and GP for Revenue for Respondent Nos. 1

V<sub>2</sub>  
to 4 and Sri Vinod.K.Reddy, Standing Counsel for Respondent No.5, the Court made the following.

## ORDER

"The learned counsel for the petitioner has submitted that in view of the patta granted on 20.08.2009, the petitioner has made an application to the Gram Panchayat for approval. But, the Gram Panchayat has issued notice on 30.08.2021 directing the petitioner to get the proof of originality and the respondents are not permitting the petitioner to proceed with the construction. Hence, the present Writ Petition.

Learned Government Pleader has submitted that patta granted in favour of the petitioner was not cancelled so far by the respondent authorities.

In view of the same, the respondents are directed not to dispossess the petitioner and not to interfere with the possession of the petitioner over the subject house site plots, without following due process of law

Post after four(4) weeks for filing counter."

ASSIST/

Sd/- G. HELA NAIDU  
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSIST/

SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department, Secretariat, Velagapudi, Amaravathi, Guntur District, State of Andhra Pradesh.
2. The District Collector, Kurnool, Kurnool District.
3. The Revenue Divisional Officer, Kurnool Division, Kurnool City, Kurnool District.
4. The Tahsildar, Kurnool Rural Mandal, Kurnool District.
5. The Panchayat Secretary, Panchalingala Grampanchayat, Panchalingala Village, Kurnool Rural Mandal, Kurnool District (No's 1 to 5 by RPAD)
6. One CC to Sri. Challa Sivasankar, Advocate [OPUC]
7. Two CCs to GP, for Revenue, High Court Of Andhra Pradesh. [OUT]
8. One CC to Sri Vinod.K.Reddy, Standing Counsel [OPUC]
9. One spare copy

KPR



**HIGH COURT**

**DRJ**

**DATED:05/09/2022**

**NOTE: POST AFTER FOUR(4) WEEKS FOR FILING COUNTER."**

**ORDER**

**WP.No.9143 of 2022**

**DIRECTION**

