

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI  
(Special Original Jurisdiction)

TUESDAY, THE EIGHTEENTH-DAY OF APRIL  
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HON'BLE SRI JUSTICE B KRISHNA MOHAN

WRIT PETITION NO: 9145 OF 2023



Between:

Tatti Syamamma, W/o. Late T.Reddeppa Reddy, Occ. Cultivation, R/o. Thattivaripalle, Arogyavaram Post, Madanadanapalle Mandal, Annamayya District.

...PETITIONER

AND

1. The State of Andhra Pradesh, rep. by its Principal Secretary, Revenue (Assignment) Department, Secretariat, Velagapudi, Amaravathi Guntur District.
2. The District Collector, Rayachoty, Annamayya Chittoor.
3. The Revenue Divisional Officer, Madanapalle, Annamayya District.
4. The Tahasildar, Madanapalle Mandal, Annamayya 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 Writ or order or direction more particularly one in the nature of Writ of Mandamus declaring the action of Respondent No. 4 in issuing proceedings in Form-I in Roc.A/224/2017 dated 24-03-2023 in respect of land in an extent of Ac.2.75 cents paiki Ac.1.92 cents in Sy.No.552/3 86 an extent of Ac.0.27 cents in Sy.No.552/15 situated at Bandameeda kammappalle Revenue Village, Madanapalle Mandal, Chittoor District( Now Annamayya District) as illegal, arbitrary, violation of Principles of Natural Justice and violation of provisions of Section 3 and Section 4 of the Andhra Pradesh Assigned Lands Prohibition of Transfers Act 1977 and the violation of Rule 3 of Andhra Pradesh Assigned Lands Prohibition of Transfers Rules 2007 and consequently set aside the same.

IA NO: 1 OF 2023

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 interfering with the petitioner's peaceful possession and enjoyment of the land to an extent of Ac.2.75 cents paiki Ac.1.92 cents in Sy.No.552/3 & an extent of Ac.0.27 cents in Sy.No.552/ 15 situated at Bandameeda kammappalle Revenue Village, Madanapalle Mandal, Chittoor District( Now Annamayya District) pending disposal of the above writ petition.

**Counsel for the Petitioner :SRI. MD SALEEM**

**Counsel for the Respondents: GP FOR REVENUE**

**The Court made the following: ORDER**

**IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI**

**THE HON'BLE SRI JUSTICE B KRISHNA MOHAN**

**WRIT PETITION No.9145 of 2023**

Between:

Tatti Syamamma, W/o. Late T.  
Reddeppa Reddy, aged about 70 years,  
Occ: Cultivation. R/o.Thattivaripalle,  
Arogyavaram Post, Madanadanapalle,  
Annamayya District.

.... Petitioner

And

The State of Andhra Pradesh, Rep by  
its Principal Secretary to the  
Government, Revenue Department,  
Secretariat Buildings, Velagapudi,  
Amaravathi, Guntur District and 3  
others.

....Respondents

**ORDER:**

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

2. The grievance of the writ petitioner is that, the 4<sup>th</sup>  
respondent issued the impugned Form-I notice under Rule 3  
of the Andhra Pradesh Assigned Lands (Prohibition of  
Transfers) Rules, 2007, dated 24.03.2023.

3. The learned counsel for the petitioner submits that, the petitioner was issued with the impugned Form-I notice, dated 24.03.2023 alleging that, the petitioner being an assignee alienated the subject lands as mentioned in the schedule of the impugned notice through the registered documents to the transferee and as such the resumption proceedings are initiated by the 4<sup>th</sup> respondent to submit the explanation within 15 days of the receipt of the said impugned notice. Aggrieved by the same, the petitioner filed this Writ Petition.

4. On the other hand, the learned Assistant Government Pleader for Revenue, appearing for the respondents, submits that the proceedings are at the stage of issuance of notice only and in pursuance of the impugned notice, dated 24.03.2023 the petitioner can submit her explanation and if so, the same will be considered by the 4<sup>th</sup> respondent by following the due procedure.

5. In view of the above said facts and circumstances, the petitioner is permitted to submit her explanation along with the supporting documents if any, to the 4<sup>th</sup> respondent pursuant to the impugned notice of the 4<sup>th</sup> respondent, dated 24.03.2023 within a period of two (02) weeks from the date of

receipt of this order. On submission of the same by the petitioner, the 4<sup>th</sup> respondent shall proceed with the enquiry as required under law pursuant to the impugned notice, dated 24.03.2023 by considering the explanation submitted by the petitioner pursuant to the orders of this Court. After hearing all the parties concerned, including the petitioner by giving due opportunity, upon verification of the records and the subject lands, the appropriate decision shall be taken by the 4<sup>th</sup> respondent strictly in accordance with law. The whole exercise shall be completed within a period of four (04) months thereafter. It is open for the 4<sup>th</sup> respondent to consider any interim relief, if so, warranted upon the application made by the petitioner.

6. Accordingly, the writ petition is disposed of. There shall be no order as to costs.

As a sequel, Miscellaneous Petitions pending, if any, shall stand closed.

**SD/- T. MADHAVI**  
**ASSISTANT REGISTRAR**

**//TRUE COPY//**

**SECTION OFFICER**

To,

1. The Principal Secretary, State of Andhra Pradesh Revenue (Assignment) Department, Secretariat, Velagapudi, Amaravathi Guntur District.
2. The District Collector, Rayachoty, Annamayya Chittoor.
3. The Revenue Divisional Officer, Madanapalle, Annamayya District.
4. The Tahasildar, Madanapalle Mandal, Annamayya District.
5. One CC to Sri. MD Saleem Advocate [OPUC]
6. Two CCs to GP for Revenue, High Court Of Andhra Pradesh. [OUT]
7. Two CD Copies.

KRK

B. Nagaraj 31/7

**HIGH COURT**

**DATED:18/04/2023**

**ORDER**

**WP.No.9145 of 2023**

9 (copy)  
BNR  
31/7



**DISPOSING THE WP WITHOUT COSTS**