



IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
(SPECIAL ORIGINAL JURISDICTION)
FRIDAY, THE TWELFTH DAY OF MAY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE R RAGHUNANDAN RAO
WRIT PETITION NO: 13363 OF 2023

Between:

1. Natakala Balaji, S/o. Subba Rao, Aged about 65 Years, R/o. D.No. 6/82, Reading Room Street, Rajampet Mandal, Anamaya District.
2. Natakala Tripura Sundari, S/o. N. Balaji, Aged about 63 Years, R/o. D.No. 6/82, Reading Room Street, Rajampet Mandal, Anamaya District.

Petitioners

AND

1. The State of Andhra Pradesh, Represented by its Principal Secretary, Revenue Department, Secretariat Buildings, Velagapudi, Amaravathi, Andhra Pradesh.
2. The District Collector, Anamaya District, Rayachoti.
3. The Revenue Divisional Officer, Rajampet Division, Rajampet Anamaya District.
4. The Tahsildar, Rajampet Mandal, Anamaya District.

Respondents

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ, Direction, Order or Orders more particularly one in the nature of Writ of Mandamus a) declaring the action of the respondents more particularly the action of the respondent No. 2 in passing the impugned order in D.Dis. (D2)/ROR/1764/2022 dated 29.04.2023 by entertaining the suo - motu revision based on the alleged reports by the 3rd and 4th Respondents contrary to the law and the orders passed in W.P.No. 42443/2016 dated 06.12.2016 by this Hon'ble Court as illegal, arbitrary, contrary to the law, violative of Principles of natural justice, without providing any material and opportunity to file any objections, hasty and consequently set aside the same, b) declaring the illegal action of the 4th Respondent in erecting the board in the land of the Petitioners without following the directions of the 4th Respondent, contrary to the provisions of the AP Land Assignment (Prohibition of Transfer) Act, 1977 and AP Land Encroachment Act, 1905 and violative of the orders passed in W.P.No. 42443/2016 dated 06.12.2016 by this Hon'ble Court.

IA NO: 1 OF 2023:

Petition under Section 151 of CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend the operation of the proceedings of the 2nd Respondent issued in D.Dis.(D2)/ROR/1764/2022 dated 29.04.2023. Pending disposal of WP 13363 of 2023, 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 P SREE

RAMULU NAIDU Advocate for the Petitioners and of GP FOR REVENUE for the Respondents, the Court made the following

ORDER:

“Learned Government Pleader for revenue seeks time to obtain instructions.

As the show cause notice dated 29.04.2023 is said to have been received on 29.04.2023 by the petitioner, and the impugned order is also dated 29.04.2023, prima facie, there appears to be a case of violation of principles of natural justice.

Accordingly, there shall be an interim stay of all further proceedings, pursuant to the proceedings of the 2nd respondent-District Collector, dated 29.04.2023 in D.Dis.(D.2)/ROR/1764/2022, pending further orders.

Post on 03.07.2023.”

//TRUE COPY//

Sd/- P. VINOD KUMAR
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi, Andhra Pradesh.
2. The District Collector, Anamaya District, Rayachoti.
3. The Revenue Divisional Officer, Rajampet Division, Rajampet Anamaya District.
4. The Tahsildar, Rajampet Mandal, Anamaya District. (Addresses 1 to 4 by RPAD)
5. One CC to SRI. P SREE RAMULU NAIDU Advocate [OPUC]
6. Two CCs to GP FOR REVENUE, High Court Of Andhra Pradesh. [OUT]
7. One spare copy

ER



HIGH COURT

RRRJ

DATED:12/05/2023

POST ON 03.07.2023

ORDER

WP.No.13363 of 2023

INTERIM STAY

