

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI [ 2592 ]  
(Special Original Jurisdiction)

THURSDAY, THE FIRST DAY OF OCTOBER,  
TWO THOUSAND AND TWENTY

: PRESENT:

THE HONOURABLE SRI JUSTICE A V SESA SAI  
WRIT PETITION NO: 17798 OF 2020

Between:

K.Rambabu, S/ o. Vaddikasulu.



...Petitioner

AND

1. Sri Bramaramba Mallikharjuna Swamy Temple, Rep. by its Founder Family Member, Resident of Surampalli village, Gannavaram Mandal, Krishna District
2. The Asst. Commissioner, Endowments Department, Vijayawada, Krishna District
3. The State of A.P, Rep. by its Prl. Secretary, Endowments Dept., Secretariat, Amaravati

...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 direction more particularly one in the nature of Writ of Certiorari calling for the records connected with order and decree dated 27-06-2019 passed by the A.P. Endowments Tribunal, Pedakakani, Guntur District in O.A 645/2017 in respect of land to the extent of Ac.0-25 cents R.S.No.252/1 of Surampalli Village, Gannavaram Mandal, Krishna District and quash the same as the same is passed without any piece of material for relief of permanent injunction as illegal, arbitrary contrary to law, violative of principles of natural justice.

**IA NO: 1 OF 2020**

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 with the petitioner's peaceful possession and enjoyment in respect of land to the extent of Ac.0-25 cents R.S.No.252/1 of Surampalli Gannavaram Mandal, Krishna District by suspending the order and decree dated 27-06-2019 passed by the A.P. Endowments Tribunal, Pedakakani, Guntur District in O.A 645/2017, pending disposal of WP 17798 of 2020, 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 T Ramakoteswara Rao, Advocate for the Petitioner, Sri Madhava Reddy, Standing Counsel, for first respondent-temple and Smt. P.Rajani, Government Pleader Endowments for Respondent No.2 & 3, the Court made the following.

**ORDER**

"Sri Madhava Reddy, learned Standing Counsel, takes notice for first respondent-temple and Smt. P.Rajani, learned Government Pleader for Endowments, takes notice for R2 and R3.

It is submitted by the learned counsel for the petitioner, Sri T. Ramakoteswara Rao, that, without there being any material on record and without marking the documents, the A.P. Endowments Tribunal passed the order under challenge. It is the further submission of the learned counsel that the subject land is a Service Inam Land and the Service Inam Land holder does not fall under the definition of 'Encroacher'. It is also the submission of the learned counsel that Rule 14 of the A.P. Endowments Tribunal Rules, 2010 was not adhered to. These issues require consideration.

Post after two weeks in the Motion List.

For a period of three weeks from today, status quo as on today with regard to the subject property shall be maintained."

//TRUE COPY//

Sd/-B.NarsingaRao  
ASSISTANT REGISTRAR

For ASSISTANT REGISTRAR

To,

1. The Founder Family Member, Sri Bramaramba Mallikharjuna Swamy Temple, Resident of Surampalli village, Gannavaram Mandal, Krishna District
2. The Asst. Commissioner, Endowments Department, Vijayawada, Krishna District
3. The Principal Secretary, Endowments Dept, State of A.P, Secretariat, Amaravati (by RPAD)
4. One CC to Sri T Rama Koteswara Rao, Advocate [OPUC]
5. One CC to Sri Madhava Reddy, Standing Counsel [OPUC]
6. Two CCs to GP for Government Pleader Endowments, High Court of Andhra Pradesh. [OUT]
7. One spare copy

SP

**HIGH COURT**

**AVSSJ**

**DATED: 01/10/2020**

**NOTE: POST AFTER TWO WEEKS IN THE MOTION LIST**

**ORDER**

**WP.No.17798 of 2020**

**STATUS QUO**

