



**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
THURSDAY, THE TWENTIETH DAY OF JULY,
TWO THOUSAND AND TWENTY THREE**

:PRESENT:

**THE HONOURABLE SRI JUSTICE NINALA JAYASURYA
WRIT PETITION NO: 16225 OF 2023**

Between:

D Lakshmi, W/o.D. Gangadhara, Aged 53 years Occ. Agriculture, R/o. D.No. 24-441,
Siddaiah Gutta, Dharmavaram, Sri Satyasai 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, Ananthapuram, Ananthapuram District.
3. The Tahsildar, Tippepally Village, Kammaduru Mandal, Sri Satyasai District
4. The Revenue Divisional Officer, Kalyanadurgam, Kommaduru Mandal. Ananthapur District
5. The Revenue Inspector, Tippepally Village, Nutimadugu Panchayat Kammaduru Mandal, Sri Satyasai District
6. E. Sarasvathi (MPTC), W/o. Lingamurthy, Age not Known, Occ. not known, R/o. Tippepalli Village, Nutimadugu Panchayat, Kommaduru Mandal, Sri Satyasai District.

...Respondents

WHEREAS the Petitioner above named through her Advocate Sri Sazid Kallur presented this 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 Mandamus to declare the action of the respondent No.3 in removing the Revenue records by entering the name of the respondent no.6 in respect of the land admeasuring Ac. 5.12 cents in Sy.No.227-5 situated in Nutimadugu Village, Kambaduru Mandal, Sri Satyasai District without following the due process of law and without issuing notices to the petitioner as Arbitrary, illegal, and contrary to section 5(3) read with Rule 19 and 5(2) of the Andhra Pradesh Rights in Land and Pattadar Passbooks Act, 1971, and consequently direct the respondent no.3 to enter the name of the petitioner in revenue records for the extent of Ac. 5.12 cents in Sy.No.227-5 situated in Nutimadugu Village, Kambaduru Mandal, Sri Satyasai District as Pattadar and Possessor by deleting the name of the respondent No.6.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri SAZID KALLUR Advocate for the Petitioner and of Assistant GP for Revenue for the respondent Nos. 1 to 5, directed issue of notice to the Respondent No.6, herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

E. Sarasvathi (MPTC), W/o. Lingamurthy, Age not Known, Occ. not known, R/o. Tippepalli Village, Nutimadugu Panchayat, Kommaduru Mandal, Sri Satyasai District.

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this Writ Petition should not be admitted within three (3) weeks.

The Court made the following

ORDER:

"Heard learned counsel for the petitioner.

Learned Assistant Government Pleader for Revenue placed a copy of the written instructions dated 05.7.2023 received from the 3rd respondent for perusal of this Court, from a reading of which, it would appear that the petitioner sold away the subject matter land contrary to the provisions of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Act. The instructions are, however, silent about issuance of any notice to the petitioner prior to mutating the name of the 6th respondent in the Revenue Records.

Let a counter be filed setting out all the details by answering the averments made in the writ petition, within a period of three (3) weeks.

List the matter after three (3) weeks.

Issue notice to respondent No.6.

Learned counsel for the petitioner is permitted to take out personal notice on respondent No.6 by registered post with acknowledgement due and file proof of service in the Registry, by the date of next adjournment."

Sd/- SK. MD. RAFI
ASSISTANT REGISTRAR

//TRUE COPY//

For

SECTION OFFICER

To,

1. E. Sarasvathi (MPTC), W/o. Lingamurthy, R/o. Tippepalli Village, Nutimadugu Panchayat, Kommaduru Mandal, Sri Satyasai District. (by RPAD- along with a copy of petition and affidavit)
2. One CC to SRI. SAZID KALLUR Advocate [OPUC]
3. Two CCs to GP for Revenue, High Court of Andhra Pradesh. [OUT]
4. One spare copy

CVSS

HIGH COURT

NJSJ

DATED:20/07/2023

LIST THE MATTER AFTER THREE (3) WEEKS.

NOTICE BEFORE ADMISSION

WP.No.16225 of 2023

