

THE HON'BLE SRI JUSTICE M.SATYANARAYANA MURTHY

WRIT PETITION NO.25210 of 2021

ORDER:

This petition is filed under Article 226 of the Constitution of India seeking the following relief:-

“....to issue a writ of Mandamus, declaring the inaction of 4th respondent in incorporating corrections in the pattadar pass books, title deeds and adangals as directed in RCB.137/2021, dated 24.07.2021 issued by the 4th respondent himself pertaining to Sy.No.424/A situated at Thagaradona Village, Aspari Mandal, Kurnool District and pass such other order ...”

2. The case of petitioners in brief is that the petitioners herein are the absolute owners and possessors of land in Sy.No.424/A, Thagaradona Village, Aspari Mandal, Kurnool District and the total extent of said survey number is Ac.4.14 cents. The petitioners belong to the branch of Lakshmananna, they inherited the property admeasuring Ac.0.86 cents each. As there is a wrong entry in the pattadar pass book and adangals, the petitioners approached 4th respondent, after thorough enquiry 4th respondent issued order vide RCB.137/2021, dated 24.07.2021 to correct the entries in pattadar pass book, adangal for fasili 1431 mutating the names of petitioners against an extent of Ac.0.86 cents each in Sy.No.424/A and further directed to correct the entries. The statutory period to file appeal by the respondents before the Revenue Divisional Officer is also elapsed, thereupon, the petitioners made a representation, dated 29.09.2021 and also submitted an application through Meeseva on 05.10.2021 for correction of entries in view of the proceedings

of Tahsildar/4th respondent in RCB.No.137/2021, dated 24.07.2021, but no action has been taken so far. Hence, petitioners sought the relief as stated supra.

3. During hearing, M/s Sridevi Jampani, learned counsel for petitioners reiterated the contentions urged in the affidavit filed along with the writ petition. Whereas, learned Assistant Government Pleader for Revenue requested to issue direction to 4th respondent to implement the order based on the application bearing No.RMU012107623942, dated 05.10.2021 keeping in view in the proceedings in RCB.No.137/2021, dated 24.07.2021.

4. In view of the submissions made by the learned Assistant Government Pleader for Revenue and the order issued by the Tahsildar, dated 24.07.2021 in RCB.No.137/2021, petitioners made an application through Meeseva and a representation, dated 29.09.2021 for implementation of said order, but the respondents did not implement the order and denied the request, therefore, it amounts to infringement of legal enforceable rights, thereby, petitioners are entitled to Writ of Mandamus. Hence, 4th respondent is directed to implement his own order in RCB.No.137/2021, dated 24.07.2021, in accordance with law and dispose of online application bearing No.RMU012107623942, dated 05.10.2021 submitted by petitioners through Meeseva, within thirty (30) working days, from the date of receipt of a copy of this order.

5. With the above direction, the writ petition is disposed of.
There shall be no order as to costs.

As a sequel, interlocutory applications, pending if any shall stand closed.

JUSTICE M.SATYANARAYANA MURTHY

Date: 01.11.2021

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