

[3328]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)

WEDNESDAY ,THE FOURTH DAY OF DECEMBER

TWO THOUSAND AND TWENTY FOUR ✓



:PRESENT:

HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD ✓

WRIT PETITION NO: 28458 OF 2024 ✓

Between:

P. Vasantha, W/o P.Lakshmaiah, aged about 60 years, Cultivation, R/o
D.N0.3-147-2-282-A, Valmiki Nagar, Madanapalle, Annamayya District.

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Revenue Department, Secretariat, Velagapudi, Guntur District.
2. The District Collector, Annamayya District.
3. The Joint Collector, District Revenue Officer, Office of Collectorate, Rayachoti, Annamayya District.
4. The District Revenue Officer, Office of Collectorate, Rayachoti, Annamayya District.
5. The Tahsildhar, Nimmanapalle Mandal, Nimmanapalle , Annamayya District.
6. B.Bramarambha, W/o P.Prabhakara Sastry, age 75 years. House Wife, R/o D.No.15-213, Barma Street, Madanapalle Town, Annamayya 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, order or direction more particularly one in the nature of writ of mandamus by directing the Respondents No.5 to dispose of AP Online AG-II 0317664 Dt. 09-11-2020 submitted by Respondent no.6, to delete the name of the Respondent No.6 out of the all revenue mutations including cancellation of pass book vide under Katha No.280, thereby to mutate the name of the petitioner and Consequently to set aside the impugned proceedings issued to the petitioner and Respondent No.6 under Form No. I and II of Notice under Rule 3 of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Rules, 2007 in ROCA/8/2024 Dt.IO-11-2024, and not to interfere in the lawful peaceful possession and enjoyment of the petitioner relating to the present schedule property viz. Annamayya District (erst while Chittoor District) - S.No. 435/1 - an extent of Ac.2.68 Cents - Full, Bounded by East Land of S.Mohana in S.No.435/2, West Cheruvu katta, North: Land of S.Mohana and South: Land of P.Lakshmaiah and P.Nagaraja. ✓

IA NO: 1 OF 2024

Petition under Section 151 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 direct the Respondent 5 not to interfere towards to this petitioner's peaceful possession and enjoyment over the schedule property Viz. Annamayya District (erst while Chittoor District) - S.No. 435/1 - an extent of Ac.2.68 Cents - Full, Bounded by East: Land of S.Mohana in S.No.435/2, West: Cheruvu katta, North: Land of S.Mohana and South: Land of P.Lakshmaiah and P.Nagaraja.

IA NO: 2 OF 2024

Petition under Section 151 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 impugned proceedings issued to the petitioner and Respondent No.6 under Form No. I and II of Notice under Rule 3 of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Rules, 2007 in ROC A/8/2024 Dt.10-11-2024 issued by Respondent No.5.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri JITENDRA KANYALUR Advocate for the Petitioner, GP FOR REVENUE for the Respondent Nos.1 to 5 and the Court made the following.

ORDER:

“Heard Sri Jitendra Kanyalur, Ld. Counsel for the Writ Petitioner and Sri K. Arjun Chowdary, learned Assistant Government Pleader for Revenue and Land Acquisition, Stamps & Registration.

2. Sri K. Arjun Chowdary, learned Assistant Government Pleader for Revenue and Land Acquisition, Stamps & Registration, has submitted the Written Instruction furnished by the Tahsildar, Nimmanapalle, Annamayya District, dated 03.12.2024. Copy of it has been served on the Ld. Counsel for the Writ Petitioner and the same is taken on record.

3. Let Counter-Affidavit be filed within four weeks. Four weeks thereafter, for filing Re-joinder, if any.

4. It is clarified that the pendency of the Writ Petition, shall not preclude the authorities from proceeding with the enquiry undertaken under the A.P. Assigned Lands (Prevention of Transfer) Act, 1977.

5. List the matter on 29.01.2025.”

Sd/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR

//TRUE COPY//

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SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department, State of Andhra Pradesh, Secretariat, Velagapudi, Guntur District. [By Special Messenger]
2. The District Collector, Annamayya District.
3. The Joint Collector, District Revenue Officer, Office of Collectorate, Rayachoti, Annamayya District.
4. The District Revenue Officer, Office of Collectorate, Rayachoti, Annamayya District.
5. The Tahsildhar, Nimmanapalle Mandal, Nimmanapalle , Annamayya District.
6. B.Bramarambha, W/o P.Prabhakara Sastry, age 75 years. House Wife, R/o D.No.15-213, Barma Street, Madanapalle Town, Annamayya District. (2 to 6 by RPAD)
7. One CC to SRI. JITENDRA KANYALUR Advocate [OPUC]
8. Two CCs to GP FOR REVENUE ,High Court Of Andhra Pradesh. [OUT]
9. **One spare copy**

HIGH COURT

GRKP,J

DATED:04/12/2024

LIST THE MATTER ON 29.01.2025

ORDER

WP.No.28458 of 2024

DIRECTION

