

(SHOW CAUSE NOTICE BEFORE ADMISSION)
HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
(Special Original Jurisdiction)

TUESDAY, THE TWENTY EIGHTH DAY OF JUNE
TWO THOUSAND AND TWENTY TWO

:PRESENT:

THE HON'BLE SRI JUSTICE MUMMINENI SUDHEER KUMAR

WRIT PETITION NO: 27066 OF 2022

Between:

Allam Rajamani, W/o. Allam Sayanna,

...Petitioner

AND

1. The State of Telangana, Rep. by its Principal Secretary, Revenue Development, Secretariat, Hyderabad.
2. The District Collector, Nirmal (Urban), Nirmal District.
3. The Tahsildar Cum Sub registrar, Nirmal Urban, Nirmal District.
4. Vodnam Chinanna, S/o. Ashanna, (died per Lrs).
5. Vodnam Narsaiah, S/o. Late Chinnanna, Aged about 57 Yrs, Occ: Business, R/o. 7-3-70, Bagulawada, Nirmal.
6. Vodnam Chinnanna, S/o. Late Chinnanna, Aged about 69 Yrs, Occ: Retd Employee, R/o. 7-3-70, Bagulawada, Nirmal.

...Respondents

WHEREAS the Petitioner above named through his Advocate Sri. NARESH REDDY CHINNOLLA 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 any appropriate writ, order or direction one more particularly one in the nature of Writ of Mandamus declaring the action of the Respondent Nos.2 & 3 in recording the name of Respondent No.4 in the revenue records/ Dharani Portal in respect of land in Sy Nos.743 for an extent of Ac.00-38 gts situated at Nirmal village, Nirmal (Urban) Mandal, Nirmal District as being illegal, arbitrary and unconstitutional and consequently direct the respondents No.2 and 3 to delete the name of the 4th Respondent from the dharani portal/revenue records in respect of land in Sy Nos.743 for an extent of Ac.00-38 gts situated at Nirmal village, Nirmal (Urban) Mandal, Nirmal District.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri. NARESH REDDY CHINNOLLA, Advocate for the Petitioner, directed issue of notice to the Respondents herein to show cause as to why this writ petition should not be admitted in the circumstances set out in the petition and the affidavit filed in Writ Petition;

You viz:

1. The Principal Secretary, Revenue Development, State of Telangana, Secretariat, Hyderabad.
2. The District Collector, Nirmal (Urban), Nirmal District.

3. The Tahsildar Cum Sub registrar, Nirmal Urban, Nirmal District.
4. Vodnam Narsaiah, S/o. Late Chinnanna, Occ: Business, R/o. 7-3-70, Bagulawada, Nirmal.
5. Vodnam Chinnanna, S/o. Late Chinnanna, Occ: Retd Employee, R/o. 7-3-70, Bagulawada, Nirmal.

are directed to show cause on or before 04.08.2022 to which date the case stands posted 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.

IA NO: 1 OF 2022

Petition under Section 151 of CPC praying that in the circumstances stated in the affidavit filed in support of the Writ Petition, the High Court may be pleased to direct the Respondent No.2 & 3 not to permit the Respondent No.5 and 6 or their legal heirs to execute the transactions/registrations in favour of the third parties in respect of the land in Sy. No. 743 to an extent of Ac.00-38 Gts situated at Nirmal village, Nirmal (Urban) Mandal, Nirmal District, pending disposal of Writ Petition No.27066 of 2022, on the file of the High Court.

THE COURT MADE THE FOLLOWING ORDER:

"Notice before admission.

Learned Assistant Government Pleader for Revenue takes notice on behalf of respondent Nos.1 to 3.

Learned counsel for the petitioner is also permitted to take out personal notice on respondent Nos.5 and 6 by 'RPAD' and file proof of service in the Registry.

Post on 04.08.2022.

The grievance of the petitioner is that though respondent No.4 has already sold the land owned by him under registered sale deeds, which are placed on record, still the land to an extent of Ac.0-38 guntas is updated in the revenue records in the name of children of the respondent No.4, who are arrayed as respondent Nos.5 and 6 in this writ petition.

According to learned counsel for the petitioner, respondent Nos.5 and 6 are not succeeded to the aforesaid extent of land, as their father, who is respondent No.4, was already sold the said extent of land during his life time. However, the said extent of Ac.0-38 guntas of land is updated in the revenue records in the names of respondent Nos.5 and 6. Though respondent Nos.5 and 6 have no right over the said extent of land, they are trying to alienate the same taking advantage of the entries made in the revenue records.

In view of the same, pending further orders, respondent Nos.3 is directed not to entertain any transaction in respect of the land admeasuring Ac.0-38 guntas, in Survey No.743, situated at Nirmal Village, Nirmal Urban and Mandal, Nirmal district, at the instance of respondent Nos.5 and 6, till 04.08.2022."

SD/- I. NAGA LAKSHMI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary, Revenue Development, State of Telangana, Secretariat, Hyderabad.
2. The District Collector, Nirmal (Urban), Nirmal District.
3. The Tahsildar Cum Sub registrar, Nirmal Urban, Nirmal District.
4. Vodnam Narsaiah, S/o. Late Chinnanna, Occ: Business, R/o. 7-3-70, Bagulawada, Nirmal.
5. Vodnam Chinnanna, S/o. Late Chinnanna, Occ: Retd Employee, R/o. 7-3-70, Bagulawada, Nirmal (RR 1 to 5 by RPAD along with a copy of petition and affidavit).—
6. One CC to Sri. NARESH REDDY CHINNOLLA, Advocate [OPUC].—
7. Two CCs to GP FOR REVENUE, High Court for the State of Telangana at Hyderabad [OUT]. ✓
8. One spare copy.

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HIGH COURT

MSKJ

DATED: 28/06/2022

POST ON 04.08.2022

NOTICE BEFORE ADMISSION

WP.No.27066 of 2022

DIRECTION

