

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

THURSDAY, THE TWENTY THIRD DAY OF FEBRUARY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

**THE HONOURABLE SRI JUSTICE K.LAKSHMAN
WRIT PETITION NO: 46577 OF 2022**

Between:

Sunkari Premalatha, w/o Srinivas,

...Petitioner

AND

1. The State Of Telangana, Rep. by its Principal Secretary, Revenue Department, Secretariat, Hyderabad, T.S.
2. The Collector, Mancherial District, Mancherial.
3. The Joint Collector/Additional Collector, Mancherial, Mancherial District.
4. The Revenue Divisional Officer, Bellampally, Mancherial District.
5. The Tahasildar, Nennel Mandal, Mancherial District.

...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 MANDAMUS, declaring the action of the 4th respondent in issuing incomplete and defective Form-II notice vide Rc. No.B/888/2012 dated 29-11-2022 (served to petitioner on 04-12-2022) under Rule 3 of The Telangana Assigned Lands (Prohibition of Transfers) (Amendment) Act, 2018 and thereby seeking to dispossess the petitioner, without following the procedure contemplated thereunder, from his land in Sy. No.672/11 to an extent of Ac.4-16 guntas situated at Nennel Village, Nennel Mandal, Mancherial District as being illegal, arbitrary, unreasonable, contrary to the provisions of the Telangana Assigned Lands (Prohibition of Transfers) Act, 1977 and the Rules made thereunder and also contrary to the law laid down in Dasari Narayana Rao Vs. Deputy Collector and Mandal Revenue Officer, Sherlingampally reported in 2010 (6) ALD 536 and also in the case of Renew Wind Energy (TN2) (P) Ltd, Delhi Vs. Telangana Government and others reported in 2020 (1) ALD 49 (TS) and also violative of Articles 14, 21 and 300-A of the Constitution of India and consequently, set aside the said Form-II notice and direct the respondents not to interfere with the rights of the petitioner in respect of his above said land;

IA NO: 1 OF 2022:

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 grant stay of all further proceedings pursuant to the Form-II notice vide Rc. No.B/888/2012 dated 29-11-2022 (served to petitioner on 04-12-2022) in respect of petitioner's land in Sy. No.672/11 to an extent of Ac.4-16 guntas situated at Nennel

Village, Nennel Mandal, Mancherial District pending disposal of the WP 46577 of 2022, 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 the order of the High Court dated 10.01.2023 & 31.01.2023 made herein and upon hearing the arguments of SRI P LAKSHMA REDDY Advocate for the Petitioner and AGP FOR ASSIGNMENT for the respondents, the Court made the following.

ORDER:

List on 09.03.2023.

Till then, interim order granted earlier is extended.

In the meanwhile, learned Govt. Pleader for Assignment shall serve copies of the counter filed in W.P.No.46445 of 2022 to the learned counsel for the petitioner.

SD/- T. JAYASREE
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to SRI. P LAKSHMA REDDY Advocate [OPUC]
2. Two CCs to GP FOR ASSIGNMENT, High Court at Hyderabad. [OUT]
3. One spare copy

HIGH COURT

KL.J

DATED:23.02.2023

Note: List on 09.03.2023

ORDER

WP.No.46577 of 2022

EXTENSION OF INTERIM ORDER

