

HIGH COURT OF ANDHRA PRADESH

Writ Petition No. 3164 of 2024

PROCEEDING SHEET

Sl. No.	Date	ORDER	OFFICE NOTE
01.	08.02.2024	<u>RC, J</u> <u>W.P.No.3164 of 2024</u> Notice before admission. Learned Government Pleader for Revenue takes notice on behalf of respondent Nos.1 to 4 Learned counsel for the petitioners is permitted to take out personal notice on respondent No.5 through Registered Post with Acknowledgment Due and file proof of service in the Registry. Post the matter on 29.02.2024. In the mean time, for counter, if any by the official respondents. RC, J <u>I.A.No.1 of 2024</u> Heard Sri Panduranga Rao, learned counsel, representing Sri K.Shrikanth Reddy, learned counsel for the petitioners. Sri Panduranga Rao, learned counsel,	

		submitted that the petitioners are the absolute owners and possessors of the agricultural land admeasuring Ac.41.05 cents situated at Munduru Village, Pedavegi Mandal, Eluru District. The revenue authorities issued pattadar passbooks and title deeds in favor of the petitioners. Having come to know that, the revenue authorities are mutating the unofficial respondent's name in the revenue records to an extent of Ac.15.05 cents out of Ac.41.05 cents in survey No.249/1, raised objection and without considering the said objections, the revenue authorities are trying to mutate their names, as such, petitioners constrained to file writ petition <i>vide</i> W.P.No.18714 of 2023, wherein this Court passed an order directing the Tahsildar to look into the objections filed by the petitioners before considering the 5th respondent's mutation application. Now without considering the objections filed by the petitioners, the respondent authorities have mutated the unofficial respondent's name in the revenue records and if the said mutation order is allowed to continue, it affects the rights of the petitioners. As such, prayed to pass appropriate orders	
--	--	--	--

	protecting the interest of the petitioners. Perused the material available on record. A perusal of the order passed in W.P.No.18714 of 2023, which is placed on record, goes to show that this Court has directed the Tahsildar to look into the objections filed by the petitioners before mutation takes place. Now, whether the Tahsildar has dealt the objections filed by the petitioners in a right perspective or not and any speaking order has been passed before mutating the 5th respondent's name, a detailed counter is required to be invited from the official respondents as well as the unofficial respondents. Taking the submissions of learned counsel for the petitioners into consideration, <i>prima-facie</i>, a point is made out for consideration, wherein a detailed counter is required to be invited and there is some force in the contention of the learned counsel for the petitioners that, if the impugned order is allowed to continue, it affects the rights of the petitioners, to strike the balance and to meet the ends of justice, this Court, as an interim measure, is inclined	
--	--	--

		to pass the following order. The Tahsildar concerned is directed to put the subject property i.e., to an extent of land Ac.15.05 cents in survey No.249-1 situated at Munduru Village, Pedavegi Mandal, Eluru District in the dispute register, pending further orders. <u>RC, J</u> TJN	
--	--	---	--