

[3209]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)
TUESDAY, THE SIXTEENTH DAY OF FEBRUARY,
TWO THOUSAND AND TWENTY ONE

:PRESENT:

THE HONOURABLE SRI JUSTICE NINALA JAYASURYA
WRIT PETITION NO: 3698 OF 2021

Between:

Nandigam Bhaskara Rao, S/o. Late Venkateswara Rao,



Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary to Government, Revenue Department, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The District Collector, Krishna District at Machilipatnam.
3. The Joint Collector, Vijayawada, Krishna District.
4. The Sub-Collector, Nuzvid, Krishna District.
5. The Tahsildar, Musunuru Mandal, Krishna District.
6. Revenue Inspector, Musunuru Mandal, Krishna District.
7. Village Revenue Officer, Musunuru Mandal, Krishna 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 respondents particularly the respondents 5 to 7 in insisting the petitioner to vacate from his agricultural land of Ac. 1.21 Cents, covered by Survey No. 303/7C, situated in Gopavaram Village of Musunuru Mandal in Krishna District, for the purpose of granting house sites in favour of third parties under programme called "**Navaratnalu Pedalandariki Illu Scheme**" sponsored by the 1st respondent, without following any known procedure established by law, as illegal, irregular, irrational, violative of principles of natural justice and offends Articles 14, 21 and 300-A of Constitution of India and consequently direct the respondents not to interfere with the petitioner's peaceful possession and enjoyment over petitioner said land.

IA NO: 1 OF 2021

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in writ petition, the High Court may be pleased to direct the respondents not to interfere in any manner with the petitioner's peaceful possession and enjoyment over petitioner agricultural land admeasuring Ac. 1.21 Cents, covered by Survey No. 303/7C, situated in Gopavaram Village of Musunuru Mandal in Krishna District nor grant the same as house sites to any 3rd parties, pending disposal of WP 3698 of 2021, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed herein, and upon hearing the arguments of M/s Nimmagadda Revathi, Advocate for the Petitioner, and GP for Revenue for the Respondents, the Court made the following

ORDER:

Heard learned counsel for the petitioner and learned Assistant Government Pleader for Revenue, who seeks time to secure instructions in the matter.

The grievance of the petitioner in the present writ petition is that the respondents are trying to interfere with the subject matter property of the petitioner without issuing any notice or following due procedure contemplated under law.

Learned counsel for the petitioner, while reiterating the contentions raised in the writ petition, places reliance on the latest adangal dated 28.1.2021 and the Pattadar Pass Books, which are in the name of the petitioner.

Considering the submissions made and perusing the said material, there shall be interim direction to the respondents not to dispossess the petitioner from the subject matter land without following due procedure as contemplated under law.

List the matter after three weeks.

//TRUE COPY//

Sd/-K.TataRao
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Principal Secretary to Government, Revenue Department, State of A.P., Secretariat, Velagapudi, Amaravati, Guntur District.
2. The District Collector, Krishna District at Machilipatnam.
3. The Joint Collector, Vijayawada, Krishna District.
4. The Sub-Collector, Nuzvid, Krishna District.
5. The Tahsildar, Musunuru Mandal, Krishna District.
6. Revenue Inspector, Musunuru Mandal, Krishna District.
7. Village Revenue Officer, Musunuru Mandal, Krishna District
(Addressee Nos 1 to 7 by RPAD)
8. One CC to M/s Nimmagadda Revathi, Advocate [OPUC]
9. Two CCs to GP for Revenue, High Court Of Andhra Pradesh. [OUT]
10. One spare copy

Skm

HIGH COURT

NJS,J

DATED:16/02/2021

NOTE: LIST THE MATTER AFTER THREE WEEKS

ORDER

WP.No.3698 of 2021

DIRECTION

