

IN THE HIGH COURT OF ANDHRA PRADESH: AT AMARAVATI

[2605]

(Special Original Jurisdiction)

MONDAY, THE TWENTY EIGHTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY TWO

:PRESENT:

THE HONOURABLE SRI JUSTICE U.DURGA PRASAD RAO



WRIT PETITION NO: 5005 OF 2022

Between:

Smt. S.Mahaboob Bee, W/o Rajack Saheb, Aged about 65 years, Occ- House wife,
Resident of Dudekulapalli H/o Sandravaripalli Village, Kalikiri Mandal, Chittoor District

AND

Petitioner

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Department of Revenue, Secretariat, Velagapudi, Amaravathi.
2. The Tahsildar, Piler Mandal, Chittoor District.
3. Shaik Abdul Munaf, S/o Madar Sha, Aged about 60 years, Occ- Agriculture, Resident of Dudekulapalli H/o Sandravaripalli Village, Kalikiri Mandal, Chittoor District.
4. Shaik Abdul Johar, S/o. Shaik Abdul Munaf, Aged about 35 years, Occ- Agriculture, Resident of Dudekulapalli H/o Sandravaripalli Village, Kalikiri Mandal, Chittoor 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 Writ, or Direction especially one in the nature of Writ of Mandamus declaring the action of the 2nd respondent in trying to dispossess the petitioner highhandedly from her property admeasuring an extent of Ac.4.08 cents in Sy.No.359/2, situated in Kavalipalli village, Piler Mandal, Chittoor District which is the subject matter of D-Form Patta A.M.No.46/4/2007, dated 24-04-2007 is illegal, arbitrary, highhanded and violation of ArticleS 19, 21 and 300-A of Constitution of India and consequently direct the 2nd respondent not to dispossess the petitioner from the above mentioned property;

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 direct the 2nd respondent not to dispossess the petitioner from the property admeasuring an extent of Ac.4.08 cents in Sy.No.359/2, situated in Kavalipalli village, Piler Mandal, Chittoor District, pending disposal of the Writ petition No. 5005 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 upon hearing the arguments of SRI.VUTUPALLI RAJANNA Advocate for the Petitioner and of learned GP for Revenue for Respondent Nos.1 & 2, the Court made the following.

ORDER:

Learned Assistant Government Pleader for Revenue takes notice for the respondents 1 and 2 and seeks time for getting instructions.

Learned counsel for petitioner is permitted to take out personal notice on respondents 3 and 4 and file proof of service in the Registry by 16.03.2022.

Post on 16.03.2022 in the motion list.

Till then, status quo obtaining as on today with reference to the subject property admeasuring an extent of Acres 4.08 cents situated in Survey No.359/2 of Kavalipalli Village, Piler Mandal, Chittoor District, shall be maintained by all concerned.

Sd/- K. SRINIVASA RAJU
ASSISTANT REGISTRAR

SECTION OFFICER

//TRUE COPY//

To,

1. The Principal Secretary, Department of Revenue, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravathi.
2. The Tahsildar, Piler Mandal, Chittoor District.
3. Shaik Abdul Munaf, S/o Madar Sha, Resident of Dudekulapalli H/o Sandravaripalli Village, Kalikiri Mandal, Chittoor District.
4. Shaik Abdul Johar, S/o. Shaik Abdul Munaf, Resident of Dudekulapalli H/o Sandravaripalli Village, Kalikiri Mandal, Chittoor District. (1 to 4 by RPAD)
5. One CC to SRI.VUTUPALLI RAJANNA Advocate [OPUC]
6. Two CCs to GP for Revenue, High Court Of Andhra Pradesh. [OUT]
7. One spare copy

SRL

HIGH COURT

UDPRJ

DATED:28/02/2022

NOTE: POST ON 16.03.2022

ORDER

WP.No.5005 of 2022

DIRECTION

