



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3458]

THURSDAY, THE TWENTY THIRD DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO: 5005/2022

Between:

1. 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

...PETITIONER

AND

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.

...RESPONDENT(S):

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 Article 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 and pass

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 before this Honourable court, and pass

IA NO: 1 OF 2025

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 May be pleased to vacate the interim order of Status Quo in WP No. 5005 of 2022 dated 28-02-2022 and pass

IA NO: 1 OF 2026

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 may be pleased grant leave to the Respondent No.2 in the Writ Petition No.5005 of 2022 to file counter affidavit in the above Writ Petition and pass

Counsel for the Petitioner:

1.VUTUPALLI RAJANNA

Counsel for the Respondent(S):

1.GP FOR REVENUE

2.S KRISHNA REDDY

The Court made the following:

ORDER:-

Heard Sri Vutupalli Rajanna, learned counsel for the petitioner, learned Assistant Government Pleader for Revenue appearing for the respondent Nos.1 and 2 and S.Krishna Reddy, learned counsel for the respondent No.3.

2. The grievance of the petitioner in the instant writ petition is against 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. Consequently, sought a direction to the 2nd respondent not to dispossess the petitioner from the subject land.

3. The 2nd respondent filed counter affidavit stating that pursuant to the appeal filed by the unofficial respondent No.3, the Sub-Collector, Madanapalle, Chittoor District vide proceedings dated 03.12.2021 requested the 2nd respondent to conduct discreet enquiry into the contents of the appeal filed by the unofficial respondents and submit a report. In that regard, notice dated 19.01.2022 was issued by the Tahsildar to the petitioner to produce documents and attend the enquiry scheduled to 01.02.2022. Without appearing for the said enquiry and without replying to the said notice, the petitioner has filed the instant writ petition.

4. Learned counsel for the petitioner would submit that the said submission made on behalf of the respondents is not correct, as, pursuant to the proceedings of the Tahsildar dated 19.01.2022, the petitioner had appeared before the authorities and submitted the documents.

5. From the record, it appears that the impugned proceedings were issued in connection with the appeal filed by the unofficial respondents, in that regard, the revenue authorities have initiated enquiry into the issue. The

Sub-Collector, Madanapalle is not impleaded in the writ petition as party respondent.

6. Having regard to the facts and circumstances of the case, this Court deems it appropriate to implead the Sub-Collector, Madanapalle, suo moto as party respondent No.5. Registry is directed to carry out necessary amendments.

7. Having regard to the contentions advanced, this Court deems it appropriate to dispose of the writ petition directing the respondents to pass appropriate orders on the appeal filed by the unofficial respondents within a period of three (3) months from the date of the receipt of the order after giving sufficient opportunity of hearing to the petitioner.

8. With the above direction, the writ petition is disposed of. There shall be no order as to costs.

As a sequel, miscellaneous applications pending, if any, shall also stand closed.

JUSTICE KIRANMAYEE MANDAVA

Dated: 23.04.2026
ANI

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THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO:5005 of 2022

Dated: 23.04.2026

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