



IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
WEDNESDAY, THE TWENTY EIGHTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

IA No. 1 OF 2024

IN

WP NO: 5128 OF 2024

Between:

1. Boddu Ravi Chandrasekhar Reddy, S/o. Sudhakar Reddy, Aged 57 years, R/o. Pakeerupalem Village, Somayajulapalli Post, Singarayakonda Mandal, Prakasam District.
2. Boddu Raghuram Reddy, , S/o. Sudhakar Reddy, Aged 55 years, R/o. Tondambattu Village, Varadaiahpalem Mandal, Tirupati District.

...Petitioners

AND

1. State of Andhra Pradesh, Rep. by its Principal Secretary, Revenue Department, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The District Collector, Tirupati, Tirupati District.
3. The Joint Collector, Tirupathi, Tirupathi District,
4. The Revenue Divisional Officer, Sullurupeta, Tirupathi District.
5. The Tahsildar, Varadaiahpalem Mandal, Tirupathi District.
6. Smt. B. Ratnamma, W/o. B. Sudhakar Reddy, R/o. Thondambattu Village, Varadaiahpalem Mandal, Tirupati District.
7. Sri Boddu Ramesh Reddy, S/o. B. Sudhakar Reddy, R/o. Tondambattu Village, Varadaiahpalem Mandal, Tirupati District.

...Respondents

Counsel for the Petitioners

:SRI V VINOD K REDDY

Counsel for the Respondent Nos.1 to 5 :GP FOR REVENUE

— Petition under Section 151 of CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend the operation of proceedings in R.Dis.B5/352/2023 dated 31.01.2024 issued by the 4th respondent, Pending disposal of WP No. 5128 of 2024, on the file of the High Court.

— The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

Heard.

Sri G.R.Sudhakar, learned counsel representing Sri V.Vinod K Reddy, learned counsel for the petitioners in elaboration contended that, upon the appeal made by the unofficial respondents the Revenue Divisional Officer (RDO) without jurisdiction has entertained the appeal and thereby removed the petitioners name and cancelled the pattadar passbook issued in favour of the petitioners. In fact, the RDO has no jurisdiction to entertain the appeal and cancel the pattadar passbook issued in favour of the petitioners. In support of his contentions, learned counsel for the petitioners relied upon the judgment in Ratnamma vs Revenue Divisional Officer, Dharmavaram, Anantapur District and others¹.

There is some force in the contentions of the learned counsel for the petitioners that the RDO has no power to entertain the appeal filed by the unofficial respondents. For effective adjudication of the grievance of the petitioners, a detailed counter is required from both the official and unofficial respondents.

Prima-facie a point for consideration has been made out by the petitioners, as such, this Court is inclined to pass the following interim order:

"The respondent authorities are directed to put the land admeasuring an extent of Ac.7.17 cents in Sy.No.50/9, 52/6 52/1B, 52/1A and 52/1A1 of Thodambattu Village, Varadaiahpalem Mandal, Tirupati District in Dispute Register.

Sd/- B. CHITTI JOSEPH
ASSISTANT REGISTRAR

//TRUE COPY//

For A SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department, State of Andhra Pradesh Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The District Collector, Tirupati, Tirupati District.
3. The Joint Collector, Tirupathi, Tirupathi District,
4. The Revenue Divisional Officer, Sullurupeta, Tirupathi District.
5. The Tahsildar, Varadaiahpalem Mandal, Tirupathi District.

6. Smt. B. Ratnamma, W/o. B. Sudhakar Reddy, R/o. Thondambattu Village, Varadaiahpalem Mandal, Tirupati District.
7. Sri Boddu Ramesh Reddy, S/o. B. Sudhakar Reddy, R/o. Tondambattu Village, Varadaiahpalem Mandal, Tirupati District. **(Addressees 1 to 7 By RPAD)**
8. One CC to SRI. V VINOD K REDDY Advocate [OPUC]
9. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh. [OUT]
- 10. One spare copy**

PSR

HIGH COURT

RC,J

DATED:28/02/2024

NOTE: POST ON 20.03.2024.

ORDER

IA No. 1 OF 2024
IN
WP NO: 5128 OF 2024

INTERIM DIRECTION

