

**APHC010096092024 IN THE HIGH COURT OF ANDHRA PRADESH ::
AMARAVATI
(Special Original Jurisdiction)**



[
3332
]

THURSDAY ,THE TWENTY NINETH DAY OF
FEBRUARY
TWO THOUSAND AND TWENTY FOUR
PRESENT

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 5224 OF 2024

Between:

Pidatala Om Sivaiah

...PETITIONER(S)

AND

THE STATE OF ANDHRA PRADESH AND OTHERS

...RESPONDENT(S)

Counsel for the Petitioner(s):SRI. KAVITHA GOTTIPATI

Counsel for the Respondents: GP FOR LAND ACQUISITION

The Court made the following:

Notice before admission.

Learned Government Pleader for Land Acquisition takes notice for R1 to R6.

Sri M.Anand Kumar, learned Standing counsel takes notice for R7.

Post on 07.03.2024 in the motion list.

I.A.No.01/2024

Heard.

Smt Kavitha Gottipati, learned counsel for the petitioner submitted that, without paying compensation to the petitioner under National Highways Act, 1956, the authorities are high-handedly contemplating to take possession of the subject property. In fact with an intention to deny the compensation, the acquisition authorities are treating the petitioner's land as A.W.D. Having come to know about the same, the petitioner made a complaint to the Collector in Spandana which was

referred to the tahsildar and upon enquiry, tahsildar has given a report stating that the subject land belongs to petitioner and it is not a assigned land. Inspite of it, the authorities have not paid compensation and instead they are trying to dispossess the petitioner high-handedly from the subject property. If the same is allowed to happen, the rights of the petitioner would be affected. As such prayed to pass appropriate orders protecting the interest of the petitioner.

Perused the record.

On the petition filed by the petitioner, the Joint Collector vide proceedings dated 04.07.2023 requested the tahsildar for sanction of compensation towards acquired land in Sy.No.102 to an extent of Ac.1.72 cents for laying B.K.V. Express way. Pursuantly, tahsildar directed VRO to submit report and reports are in favour of the petitioner. In these circumstances, without paying compensation, if the petitioner is dispossessed from the subject property, as rightly contended by the learned counsel for the petitioner, the rights of the petitioner would be affected. In order to meet the ends of justice, this court is inclined to pass the following interim order:

An order of Status Quo obtaining as on today shall be maintained, pending further orders.

BRS

RC, J