

[3332]

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**

WEDNESDAY, THE TWENTY EIGHTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 5148 OF 2024

Between:

Karanapu Eswari, W/o Late Karanapu Sudarsana Rao, Aged 60 years, R/o Vemulavalasa, Anandapuram Mandal, Visakhapatnam District.

Petitioner

AND

1. The State of Andhra Pradesh, Rep.by its Principal Secretary, Revenue Department, Secretariat, Velagapudi, Amaravati, Guntur District
2. The District Collector, Visakhapatnam.
3. The Revenue Divisional Officer, Bheemunipatnam. Visakhapatnam
4. The Tahsildar, Anandapuram Mandal, Visakhapatnam

Respondents

WHEREAS the Petitioner above named through her Advocate Sri S.V.S.S. Siva Ram, presented this 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 4th respondent in interfering with the possession of the petitioner in her land admeasuring Acres 1.50 cents in Survey Nos. 129, in Vemulavalasa Village, Anandapuram Mandal, Visakhapatnam District without considering the explanation dated 17.02.2024 submitted to the notice dated 15.02.2024 issued under Section 7 of the A.P. Land Encroachment Act, 1905 as arbitrary, illegal, unjust, contrary to principles of natural justice, A.P. Land Encroachment Act, 1905 besides being violative of the fundamental rights guaranteed to the petitioners under Articles 14, 21 and 300-A of the Constitution of India.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri S.V.S.S. Siva Ram, Advocate for the Petitioner, learned GP FOR REVENUE for respondent Nos.1 to 4 directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary, Revenue Department, Secretariat, Velagapudi, Amaravati, Guntur District, State of Andhra Pradesh.

2. The District Collector, Visakhapatnam.
3. The Revenue Divisional Officer, Bheemunipatnam. Visakhapatnam
4. The Tahsildar, Anandapuram Mandal, Visakhapatnam

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted, on or before 20.03.2024, on which date the case stands posted for hearing.

IA NO: 1 OF 2024

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 respondents herein not to interfere with the possession of the petitioner's land admeasuring Acres 1.50 cents in Survey Nos. 129, in Vemulavalasa Village, Anandapuram Mandal, Visakhapatnam District, pending disposal of WP No. 5148 of 2024, on the file of the High Court.

The Court made the following ORDER:

"Notice before admission.

Learned Government Pleader for Revenue, takes notice for respondent Nos.1 to 4.

For counter, post on 20.03.2024.

Learned counsel for the petitioner submitted that in the cause title instead of Tahsildar, Anandapuram written as Tahsildar, Bheemunipatnam and sought permission of this Court to correct in the open Court.

Permission is accorded, as sought for."

//TRUE COPY//

**SD/- K. SRINIVASA RAJU
ASSISTANT REGISTRAR**

For SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department, Secretariat, Velagapudi, Amaravati, Guntur District, State of Andhra Pradesh.
2. The District Collector, Visakhapatnam.
3. The Revenue Divisional Officer, Bheemunipatnam. Visakhapatnam
4. The Tahsildar, Anandapuram Mandal, Visakhapatnam (Addressee Nos. 1 to 4 by RPAD- along with a copy of petition and affidavit)
5. One CC to SRI. S.V.S.S.SIVA RAM Advocate [OPUC]
6. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh. [OUT]
7. One spare copy

KJ

HIGH COURT

RC,J

DATED:28/02/2024

POST 20.03.2024

NOTICE BEFORE ADMISSION

WP.No.5148 of 2024

