

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
MONDAY, THE ELEVENTH DAY OF MARCH,
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

IA No. 1 OF 2024

IN

WP NO: 5986 OF 2024



Between:

T.Prameela, W/o Rukmangadha Reddy, aged 43, R/o 5-9, Chinthapenta,
Kathireddypalli, Penumuru Mandal, Chittoor District - 517126.

...Petitioner

(Petitioner in WP 5986 OF 2024
on the file of High Court)

AND

1. The State of Andhra Pradesh, Department of Revenue, Rep. by its Principal Secretary, Secretariat Buildings, Velagapudi, Amaravati.
2. The District Collector, Chittoor, Chittoor District.
3. The Revenue Divisional Officer, Chittoor, Chittoor District.
4. The Mandal Revenue Officer, Penumuru Mandal, Chittoor District.
5. The Mandal Surveyor, Penumuru Mandal, Chittoor District.

...Respondents

(Respondents in-do-)

Counsel for the Petitioner :

SRI V.DISHA CHOWDARY

Counsel for the Respondents :

GP FOR REVENUE

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the respondents not to create third party interests in respect of the petitioner's lands admeasuring Ac.2-00 cents in Survey No. 5/A, Ac. 1-98 cents in Survey No. 5/B and Ac.0-30 cents in Survey No. 5/C of Tathireddipalle Revenue Village, Penumuru Mandal, Chittoor District, pending disposal of WP No.5986 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 Smt. V.Disha Chowdary, learned counsel for the petitioner.

Learned counsel for the petitioner, in elaboration to what has been stated in the affidavit contended that, the revenue authorities, in the manner unknown to law, without issuing any notice to the petitioner, have deleted the name of the petitioner from the revenue records in respect of the subject land

and thereby contemplating to create third party interest over the subject property. If the same is happened, it not only affects the rights of the petitioner, but also the third party interest will come into play. As such, prayed to pass appropriate orders protecting the interest of the petitioner.

Perused the record.

The pattadar pass book, title deed, D-form patta and the pattadar adangal would indicate that the petitioner is in possession of the subject property. The Adangal report dated 21.02.2024 shows that the subject land is notified under Section 22-A(1b) on 16.02.2023. The contention of the petitioner now is that the revenue authorities may create third party interest over the subject property.

Taking into consideration the submissions made by learned counsel for the petitioner, *prima facie* a point has been made out for consideration. As such, this Court, as an interim measure, is inclined to pass the following order:

"The respondent authorities are directed not to create any third party interest over the subject property i.e., land to an extent of Ac.2.00 cents in survey No.5/A, Ac.1.98 cents in survey No.5/B and Ac.0.30 cents in survey No.5/C of Tathireddipalle Revenue village, Penumuru Mandal, Chittoor District, for a period of two weeks."

//TRUE COPY//

Sd/- S. SRINIVASA PRASAD
ASSISTANT REGISTRAR

For

SECTION OFFICER

To,

1. The Principal Secretary, State of Andhra Pradesh, Department of Revenue, Secretariat Buildings, Velagapudi, Amaravati.
2. The District Collector, Chittoor, Chittoor District.
3. The Revenue Divisional Officer, Chittoor, Chittoor District.
4. The Mandal Revenue Officer, Penumuru Mandal, Chittoor District.
5. The Mandal Surveyor, Penumuru Mandal, Chittoor District. (Addressee Nos. 1 to 5 by RPAD)
6. One CC to Smt V.Disha Chowdary, Advocate [OPUC]
7. Two CCs to GP for Revenue, High Court of Andhra Pradesh. [OUT]
8. One spare copy

MM

HIGH COURT

RC,J

DATED:11/03/2024

NOTE: POST ON 18.03.2024 IN THE MOTION LIST

ORDER

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IN
WP.No.5986 of 2024

DIRECTION

