

APHC010128052024 IN THE HIGH COURT OF ANDHRA



**PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3332]

FRIDAY ,THE FIFTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 6607/2024

Between:

D Penchalamma

...PETITIONER

AND

The State Of Andhra Pradesh and Others

...RESPONDENT(S)

Counsel for the Petitioner:

1.V S K RAMA RAO

Counsel for the Respondent(S):

1.GP FOR REVENUE

The Court made the following:

Notice before admission.

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

Learned counsel for the petitioner is permitted to take out personal notice on Respondent Nos.5 & 6 through RPAD and file proof of service in the Registry.

Post on 11.04.2024, in the meantime, counters if any by the official respondents.

I.A.No.1 of 2024:

Heard.

Sri V.S.K.Rama Rao, learned counsel for the petitioner, in elaboration contended that, the property admeasuring Ac.2.06 cents (originally the extent of Ac.2.50 cents) out of the total extent of Ac.10.12 cents in Sy.No.511 of Pelleru Village, Chejarla Mandal, SPSR Nellore District, devolved upon the petitioner by way of gift deed from her father to an extent of Ac.2.50 cents. But, in the revenue records the extent is reduced and shown as Ac.2.06 cents. Now, the unofficial respondents names have been incorporated in the form 1 B and taking advantage of the same, they are trying to dispossess the petitioner from the subject property. If such highhanded action is materialized, it affects the rights of the petitioner, as such prayed to pass appropriate orders protecting the interest of the petitioner.

A perusal of the gift deed would indicate that the petitioner's was given Ac.2.50 cents in Sy.No.511 in Pelleru Village, the adangal dated 09.07.2014 shows that the petitioner is possession of Ac.2.50 cents and whereas the form 1 B dated 03.01.2024 also the petitioner's name found place. But whereas in form 1 B dated 15.07.2023 the unofficial respondent's name found place with regard to subject survey number to an extent of Ac.3.00 cents. Now, the apprehension of the petitioner is that by virtue of incorporation of the unofficial respondent's name, the respondent authorities are trying to induct her in the subject land, in the said eventuality, it affects the rights of the petitioner.

Prima facie a point for consideration has been made out by the petitioner, however, a detailed counter is required to be invited for effective adjudication. To meet the ends of justice, this Court is inclined to pass the following interim order:

"An order of *status quo* obtained as on today shall be maintained with regard to the subject property, pending further orders."

15.03.2024
DSB

JUSTICE RAVI CHEEMALAPATI