



IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
FRIDAY, THE FIFTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

IA No. 1 OF 2024

IN

WP NO: 6607 OF 2024

Between:

D Penchalamma, W/o. Prasad, C/o. Basavanth Kademani, Aged about 49 years,
Occ. Agriculture, R/o.H.No.08, Shivaji Nagar, Shivaji Statchu Mutago, Mutago,
Belgaum, Karnataka - 591 124.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Department of Revenue, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District, A.P.
2. The District Collector, Nellore, SPSR Nellore District.
3. The Revenue Divisional Officer, Revenue Divisional Office, Atmakur, SPSR Nellore District.
4. The Tahsildar, Chejarla Mandal, SPSR Nellore District.
5. Garlapati Varalarnma, , W/o. Sundaraiah, Aged about 73 years, Occ . Agriculture, R/o. Pullanellapalli Village, Chejarla Mandal, SPSR Nellore District - 524 341.
6. Tumati Subbaratnamma, W/o. Venkataswamy, Aged about 70 years, Occ . Agriculture, R/o. Pullanellapalli Village, Chejarla Mandal, SPSR Nellore District - 524 341.

...Respondents

Counsel for the Petitioner

:SRI V S K RAMA RAO

Counsel for the Respondent Nos.1 to 4 :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 direct the respondents not to interfere in the physical possession of the petitioner in an extent of Ac.2.06cts (Originally the extent of Ac.2.50cts) out of the total extent of Ac. 10.12cts in Sy.No.511 of Pelleru Village, Chejarla Mandal, SPSR Nellore District, Pending disposal of WP No. 6607 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 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."

Sd/- K.TATA RAO
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Department of Revenue, State of Andhra Pradesh Secretariat Buildings, Velagapudi, Amaravathi, Guntur District, A.P.
2. The District Collector, Nellore, SPSR Nellore District
3. The Revenue Divisional Officer, Revenue Divisional Office, Atmakur, SPSR Nellore District
4. The Tahsildar, Chejarla Mandal, SPSR Nellore District
5. Garlapati Varalarnma, , W/o. Sundaraiah, Aged about 73 years, Occ . Agriculture, R/o. Pullanellapalli Village, Chejarla Mandal, SPSR Nellore District - 524 341
6. Tumati Subbaratnamma, , W/o. Venkataswamy, Aged about 70 years, Occ . Agriculture, R/o. Pullanellapalli Village, Chejarla Mandal, SPSR Nellore District - 524 341. **(Addressees 1 to 6 By RPAD)**
7. One CC to SRI. V S K RAMA RAO Advocate [OPUC]
8. Two CCs to GP FOR REVENUE ,High Court of Andhra Pradesh. [OUT]
9. **One spare copy**

PSR

HIGH COURT

RC,J

DATED:15/03/2024

NOTE: POST ON 11.04.2024.

ORDER

IA No. 1 OF 2024
IN
WP NO: 6607 OF 2024

INTERIM DIRECTION

