

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

TUESDAY, THE SIXTH DAY OF OCTOBER TWO THOUSAND AND TWENTY

:PRESENT:

THE HONOURABLE CHIEF JUSTICE SRI JITENDRA KUMAR MAHESHWARI

WRIT PETITION NO: 8026 OF 2020

Between:

Bojanapalli Balakrishna, Aged 71 years, S/o. Satyanarayana Murthy, Occ: Agriculture, Bandarulanka, Amalapuram Mandal, East Godavari District.

...Petitioner

AND

1. The State of AP Represented by its Principal Secretary, Revenue (Land Acquisition) Department, Velagapudi, Guntur District.
2. The District Collector, East Godavari District at Kakinada.
3. The Revenue Divisional Officer-cum-LAO, Amalapuram, East Godavari District.
4. The Tahsildar, Amalapuram Mandal, East Godavari District.

...Respondents

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 of WRIT OF MANDAMUS declaring the Notification Ref G4/497/2019 Dt. 04-03-2020 issued in Form 6 A under section 11 (1) of the Right to Fair Compensation and Transparency and Resettlement Act 2013 proposing to acquire the petitioners land an extent of Ac. 2.41 cts in S.No. 32/1, Ac. 2.04 cts in S.No. 34/1, Ac. 2.92 cts in S.No. 30/4 of Bandarulanka Village, Amalapuram Mandal, East Godavari District and contemplating to issue pattas pending land acquisition Notification proceedings as illegal, arbitrary, capricious, and violation of the provisions of the Right to Fair Compensation and Transparency and Resettlement Act 2013 and also violation of Article 14, 21 and 300 A of the Constitution of India and consequently to set aside the notification Ref G4/497/2019 Dt. 04-03-2020 issued in Form 6 A under section 11 (1) of the Right to Fair Compensation and Transparency and Resettlement Act 2013 proposing to acquire the petitioners land an extent of Ac. 2.41 cts in S.No. 32/1, Ac. 2.04 cts in S.No. 34/1, Ac. 2.92 cts in S.No. 30/4 of Bandarulanka Village, Amalapuram Mandal, East Godavari District including the dispossession of the petitioner from the said lands.

IA NO: 1 OF 2020

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 grant stay all further proceedings pursuant to the Notification issued by the 2nd respondents in Ref No. G4/497/2019 dated 04-03-2020 proposing to acquire the land of the petitioners of an extent of Ac. 2.41 cts in S.No.32/1, Ac. 2.04 cts in S.No.34/1, Ac. 2.92 cts in S.No. 30/4 of Bandarulanka Village, Amalapuram Mandal East Godavari District, including dispossession of the petitioners from the said lands pending disposal of WP 8026 of 2020, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court order dated 24.03.2020 made herein and upon hearing the arguments of Sri.Subrahmanyam Kurella, Advocate for the Petitioners, GP for Revenue Advocate for the Respondents and the Court made the following.

ORDER:

(Through Video Conferencing)

Heard learned counsel for the parties.

Interim order passed earlier shall remain in operation until further orders.

Immediately on resumption of physical hearing, the case be listed for further orders.

//TRUE COPY//

Sd/- A.V.C.S.S.C.S. SHARMA
DEPUTY REGISTRAR

P. Anshu
For ASSISTANT REGISTRAR

To,

1. One CC to Sri.Subrahmanyam Kurella, Advocate [OPUC]
2. Two CCs to GP for Revenue, High Court Of Andhra Pradesh. [OUT]
3. One spare copy.

SRL

HIGH COURT

HC, J

DATED: 06/10/2020

NOTE: IMMEDIATELY ON RESUMPTION OF PHYSICAL HEARING, THE CASE BE LISTED FOR FURTHER ORDERS.

ORDER

WP.No.8026 of 2020



EXTENSION OF EARLIER INTERIM ORDER