



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3458]

FRIDAY, THE TWENTY FIRST DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO: 7019/2025

Between:

Uppala Jayaramaiah,

...Petitioner

AND

The State Of Andhra Pradesh and Others

...Respondents

Counsel for the Petitioner:

1.P Sridhar Reddy

Counsel for the Respondents:

1.Nagaraju Naguru

2.GP for Endowments

The Court made the following order:

Challenging the proceedings of the 2nd respondent dated 06.02.2025 cancelling the proceedings dated 20.02.2007 recognizing the petitioner as landless poor person by the Assistant Commissioner of Endowments, Nellore and entitled to continue as the statutory tenant and further action of the 3rd respondent in holding Public Auction of the lease hold rights in respect of Ac.0.98 cents of wet land comprised in Old Sy.No.36 and New Sy.No.38 of

Gamallapalem Village, H/o. Boddunaripalem Revenue Village, Kodavalur Mandal, SPSR Nellore District on 10.03.2025 contrary to the statutory Rules.

2. Heard Sri P.Sridhar Reddy, learned counsel for the petitioner, learned Assistant Government Pleader for Endowments appearing for respondent Nos.1 and 2 and Sri Nagaraju Naguru, learned counsel for respondent No.3.

3. It is contended that the impugned order was passed without issuing notice. Earlier, a notice was issued on 07.10.2024, enhancing the rent to Rs.1,06,200/- from 2010-2011 to 2023-2024, alleging that the petitioner had not paid makta on par with the neighboring lands in the vicinity of the subject mutt.

4. Learned counsel appearing for the petitioner contended that there was never any demand from the authorities to pay on par with the neighboring lands of the locality.

5. This Court is of the considered view that the show-cause notice was issued, directing the petitioner to show cause as to why an appropriate order should not be passed for not remitting the lease rentals of Rs.1,06,200/- from 2010-11 to 2023-2024. However, the impugned order is passed, cancelling the LLP issued in the year 2007, and the Executive Officer was directed to grant leases of subject lands in public auction.

6. Having regard to the contentions advanced, *prima facie* this Court finds that the impugned order was passed without issuing any notice to the

petitioner. The impugned order is accordingly set aside, and the petitioner is directed to pay a sum of Rs.1,75,000/- to the 2nd respondent within a period of four weeks from the date of receipt of this order.

7. The 3rd respondent is at liberty to proceed in accordance with law, pursuant to Notice No.1 of 2024, dated 07.10.2024, after giving sufficient opportunity to the petitioner.

8. Accordingly, the Writ Petition is disposed of. There shall be no order as to costs.

As a sequel, all pending miscellaneous applications shall stand closed.

JUSTICE KIRANMAYEE MANDAVA

Date: 21.03.2025

Note: C.C. by 25.03.2025

B/o.
BSK

63

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO: 7019 of 2025

Date: 21.03.2025

Note: C.C. by 25.03.2025

B/o.
BSK