



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

[3233]

**TUESDAY, THE ELEVENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SRI JUSTICE B KRISHNA MOHAN

WRIT PETITION NO: 8404/2020

Between:

1. BUTCHA APPANNA, S/O. LATE RAJARAO, AGE. 64, 7-13-2,
NEW COLONY, SRIKAKULAM, SRIKAKULAM DISTRICT

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY PRINIPAL
SECREATARY, REVENUE DEPARTMENT, SECRETARIATE,
VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT

2. THE DISTRICT COLLETOR, SRIKAKULAM DISTIRCT

3. TAHSILDAR, GARA MANDAL, SRIKAKULAM DISTRICT

...RESPONDENT(S):

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 any writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondents in interfering with the land of the petitioner and removing the existing Eucalyptus Trees for the purpose of granting house sites under Navaratnalu-Pedalandariki Illu Scheme as illegal, arbitrary and violation of Article 300-A of the Constitution of India and to consequently direct the respondents not to interfere with the property of the petitioner situated in an extent of Ac.0.35.1/2 cents in Sy.No.2127/2, Ampolu Grampanchayat, Gara Mandal, Srikakulam District and further direct them to pay damages to the petitioner

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 direct the respondents not to dispossess the petitioner from his land situated in an extent of 0.35 cents in Sy.No.2127/2 of Ampolu Grampanchyat, Garama Mandal, srikakulam pending disposal of writ petition.

Counsel for the Petitioner:

1.V V SATISH

Counsel for the Respondent(S):

1.GP FOR REVENUE (AP)

The Court made the following Order:

Heard the learned counsel for the petitioner and the learned Assistant Government Pleader for the respondents.

2. This writ petition was filed questioning the action of the respondents in interfering with the land of the petitioner and removing the existing Eucalyptus Tree for the purpose of granting house sites under Navaratnalu-Pedalandariki Illu Scheme and consequently to direct the respondents not to interfere with the property of the petitioner situated in an extent of Ac.0.35 ½ cents in Sy.No.2127/2, Ampolu Grampanchayat, Gara Mandal, Srikakulam District.

3. On the other hand, the learned Assistant Government Pleader relying upon the instructions from the 3rd respondent dated 27.02.2025 submits that as per the latest field level report and as per the revenue record, the property for an extent of Ac.3.12 cents covered by old Sy.No.2127/2 and new Sy.No.22/1 is classified as government land/ Sarkar Poromoke Banzar. That the aforesaid total extent Ac.3.12 cents was divided into four sub divisions i.e., Sy.Nos.22/1, 22/3, 22/4 and 22/5 respectively. The writ petitioner is never in possession of the above said land. The above said government land in total extent of Ac.3.12 cents is consisting of government buildings i.e., NAC (National Academy of Construction) building in an extent of Ac.0.85 cents covered by new Sy.No.22/1, Road situated in new Sy.No.22/3 and YSR Agricultural

Laboratory building situated in an extent of Ac.1.86 cents covered by new Sy.Nos.22/4, 22/6 and Velama Sankshema Bhavanam (Velama community welfare building) surrounded by RCC compound wall situated in an extent of Ac.2.41 cents covered by new Sy.Nos.22/5 and 22/7.

4. In view of the above said facts and circumstances, no relief can be granted in this writ petition, as the petitioner could not establish any claim over the subject extent and it is found to be a frivolous writ petition.

5. Accordingly, the writ petition is dismissed. The written instructions of the 3rd respondent dated 27.02.2025 shall be made as part of the court record. Interim order if any, deemed to have been vacated. There shall be no order as to costs.

As a sequel, Miscellaneous Petitions pending, if any, shall stand closed.

JUSTICE B KRISHNA MOHAN

11.11.2025
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