

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)



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

:PRESENT:

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI
WRIT PETITION NO: 7309 OF 2024

Between:

Kondiseti Harinadha Rao, S/o Swamulu, Aged 74 years, R/o 16/501-2,
Machavaram, Machilipatnam, Krishna District.

Petitioner

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary, Revenue Department, Secretariat, Velagapudi, Amaravathi, Guntur District.
2. The District Collector, Machilipatnam, Krishna District.
3. The Revenue Divisional Officer, Machilipatnam, Krishna District.
4. The Tahsildar, Machilipatnam Mandal, Krishna District.
5. The Sub-Registrar, Machilipatnam, Krishna District.

Respondents

WHEREAS the Petitioner above named through his Advocate Sri Narasimha Rao Gudiseva, presented this 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 an appropriate Writ, Order or Direction more particularly one in the nature of Writ of Mandamus declaring the action, things and deeds of Respondents in not delete the land of the Petitioner from the Prohibitory List maintained by 5th Respondent Office under Section 22-A of the Registration Act, 1908, in respect of the land in an extent of 479.44 Sq.yards in Plot No.42 in R.S. No 397/1, Chilakalapudi, Machilipatnam Town and Mandal, Krishna District, which is illegal, irregular, unjust, arbitrary, unconstitutional, contrary to the provisions of the Registration Act, 1908 and its rules and in violation of Articles 14, 19, 21 and 300-A of the Constitution of India consequentially direct the Respondents to delete the land in an extent of 479.44 Sq.yards in Plot No.42 in R.S. No 397/1, Chilakalapudi, Machilipatnam Town and Mandal, Krishna District from the Prohibitory List of 5th Respondent by treating the same as Private Patta Land with full rights;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri Narasimha Rao Gudiseva, Advocate for the Petitioner, learned GP FOR REVENUE for respondent Nos.1 to 5 directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary, Revenue Department, Secretariat, Velagapudi, Amaravathi, Guntur District, State of Andhra Pradesh.

2. The District Collector, Machilipatnam, Krishna District.
3. The Revenue Divisional Officer, Machilipatnam, Krishna District.
4. The Tahsildar, Machilipatnam Mandal, Krishna District.
5. The Sub-Registrar, Machilipatnam, Krishna District.

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted, on or before 27.03.2024, on which date the case stands posted for hearing.

The Court made the following ORDER:

"Notice before admission.

Learned Government Pleader for Revenue takes notice for respondents 1 to 5.

For getting instructions, post on 27.03.2024 in the Motion List."

Sd/- SK. MD. RAFI
ASSISTANT REGISTRAR

//TRUE COPY//

For /

SECTION OFFICER
REGISTRAR

To,

- 1) The Principal Secretary, Revenue Department, Secretariat, Velagapudi, Amaravathi, Guntur District, State of Andhra Pradesh.
- 2) The District Collector, Machilipatnam, Krishna District.
- 3) The Revenue Divisional Officer, Machilipatnam, Krishna District.
- 4) The Tahsildar, Machilipatnam Mandal, Krishna District.
- 5) The Sub-Registrar, Machilipatnam, Krishna District. (Addressee Nos. 1 to 5 by RPAD- along with a copy of petition and affidavit)
- 6) One CC to SRI. NARASIMHA RAO GUDISEVA Advocate [OPUC]
- 7) Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh. [OUT]
- 8) One spare copy

KJ

HIGH COURT

RC,J

DATED:22/03/2024

POST ON 27.03.2024 IN THE MOTION LIST

NOTICE BEFORE ADMISSION

WP.No.7309 of 2024

