

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MONDAY, THE TWENTY FIFTH DAY OF APRIL
TWO THOUSAND AND TWENTY TWO

:PRESENT:

THE HONOURABLE SRI JUSTICE D.V.S.S.SOMAYAJULU



IA No. 1 OF 2022

IN

WP NO: 10307 OF 2022

Between:

Balusu Srinivasa Rao., S/o.B.Venkatrao Aged 52 Years, Occ Business R/o.
D.No.10-32, Yeditha Village, Mandapeta Mandal, East Godavari District

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary Revenue (Stamps and Registration) Department, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Collector under Section 41-A of The Indian Stamp Act and The District Registrar, Rajahmundry, East Godavari District.
3. The Joint Sub Registrar, Rajahmundry, East Godavari District.
4. The Sub-Registrar, Samarlakota, East Godavari District.

...Respondent(s)

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 of all further proceedings in pursuance to the Notice issued by the 2nd respondent vide Proceedings No.G1/292/2022, Dated.24.02.2022, Pending disposal of WP No. 10307 of 2022, 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 made herein and upon hearing the arguments of Sri Kambhampati Ramesh Babu Advocate for the Petitioner and of GP FOR REVENUE (Stamps and Registration) for the Respondent Nos.1 to 4.The Court made the following ORDER:

“Heard the learned counsel for the petitioner and learned Government Pleader.

Learned counsel for the petitioner points out that the pre conditions under Sections 41-A of The Indian Stamp Act, and the proviso are not fulfilled in this case and the impugned notice does not disclose that there is a mistake committed and the same was not commented by the audit party or the Collector. He also points out no issue of fraud or collusion etc., are raised. Therefore, he questions the basis on which the notice was issued.

In view of the fact that this Court agrees with what is stated by the learned counsel for the petitioner there shall be an interim order as prayed for, till 13.06.2022.”

Sd/- K. SRINIVASA RAJU
ASSISTANT REGISTRAR

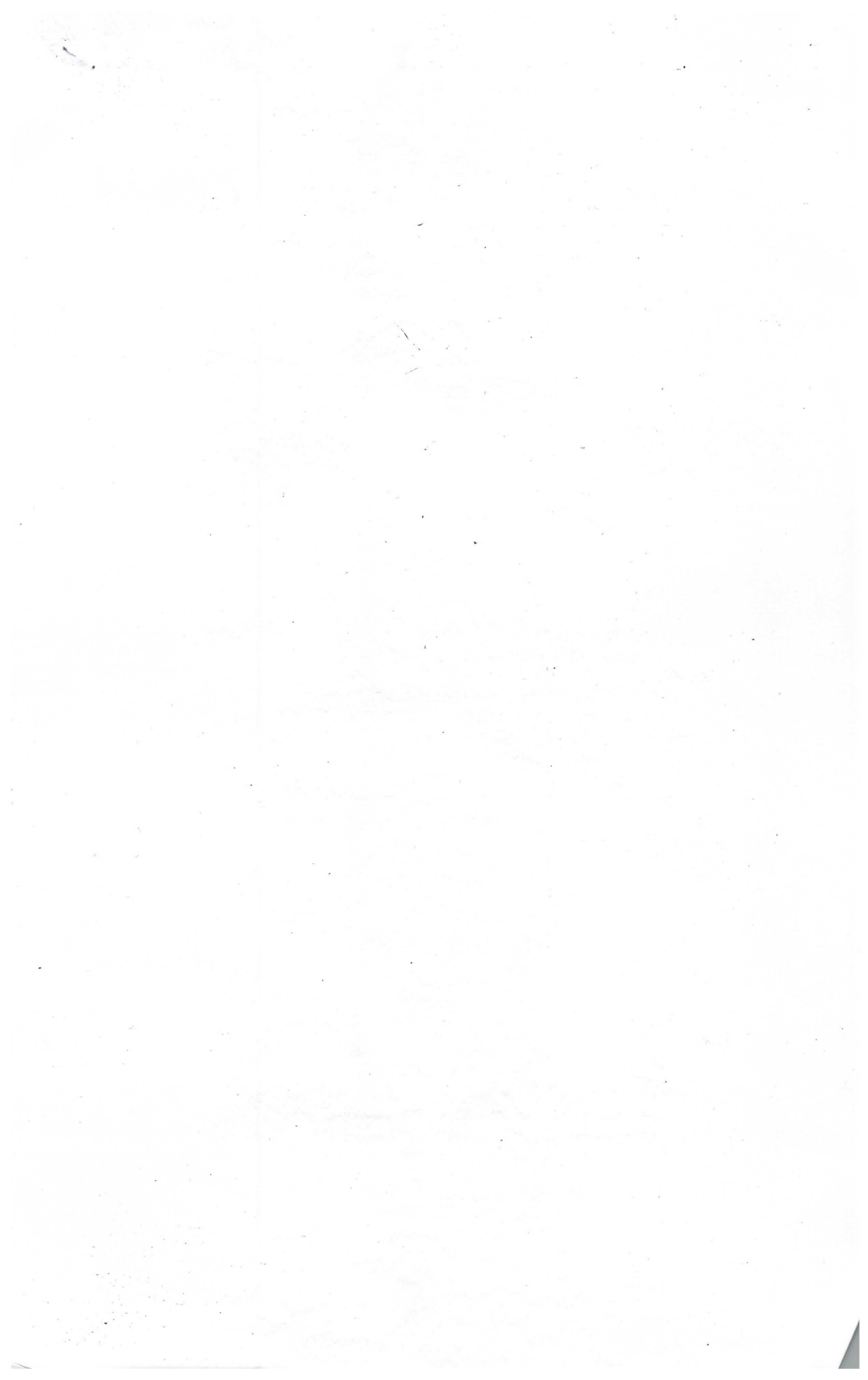
//TRUE COPY//

SECTION OFFICER

F

To

1. The Principal Secretary Revenue (Stamps and Registration) Department Secretariat, Velagapudi, State of Andhra Pradesh, Amaravati, Guntur District.
2. The Collector under Section 41-A of The Indian Stamp Act and The District Registrar, Rajahmundry, East Godavari District.
3. The Joint Sub Registrar, Rajahmundry, East Godavari District.
4. The Sub-Registrar, Samarlakota East Godavari District(1 to 4 By RPAD)
5. One CC to SRI. KAMBHAMPATI RAMESH BABU Advocate [OPUC]
6. Two CCs to GP FOR REVENUE ,High Court Of Andhra Pradesh. [OUT]
7. **One spare copy**
PR



HIGH COURT

DVSSJ

DATED:25/04/2022

LIST THE MATTER ON 13.06.2022 IN MOTION LIST

ORDER

IA No. 1062022
in

WP.No.10307 of 2022

DIRECTION

