

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

WEDNESDAY, THE TWENTY FOURTH DAY OF JUNE
TWO THOUSAND AND TWENTY

:PRESENT:

THE HONOURABLE SRI JUSTICE D RAMESH



WRIT PETITION NO: 10585 OF 2020

Between:

1. Kongala Mohan, S/o.Nageswararao,.
2. Kongala Vasantha Rao,, S/o.Paul,
3. Kundurthi Soma Sundaram, S/o.Abraham,
4. Kundurthi Raja Rao,, S/o.Devadanam,
5. Kundurthi Solomon,, S/o.Varthamanam,
6. Kundurthi Yosebu,, S/o.Varthamanam,
7. Mikkili Vijaya Kumar,, S/o.Mathaiah,
8. Esthara Mohan Rao,, S/o.Kotaiah,
9. Bathula Rajendra Kumar,, S/o.Seetha Ramaiah,
10. Vadempudi Lakshmaiah,, S/o.Bhushanam.

Petitioners

AND

1. The State Of Andhra Pradesh, Rep. by its Principal Secretary to Government. Revenue Department, Secretariat, Velagapudi, Amaravati, Guntur District.
2. District Collector,, Prakasam District at Ongole.
3. Revenue Divisional Officer,, Ongole Revenue Division, Ongole City, Prakasam District.
4. Tahsildar,, Inkollu Mandal, Prakasam District.

Respondents

WHEREAS the Petitioner above named through their Advocate Sri Naga Praveen Vankayalapati 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 a writ, order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the respondents in insisting the petitioners to vacate from their house sites for an extent of Ac.0.35 cents out of total extent Ac.1.35 cents in Survey No.169 of Hanumojipalem Village in Inkollu Revenue village and Mandal of Prakasam District for the purpose allotment of house sites to the weaker sections under NAVARATNALU PEDLANDARIKI ILLU' scheme without initiating proceedings under the provisions of The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, as illegal, arbitrary, violative of principles of natural justice and provisions of The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 and rules framed thereunder and offends Articles 14, 21 and 300-A of Constitution of India and consequently direct the respondents not to interfere with the petitioners above said house sites.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri Naga Praveen Vankayalapati Advocate for the Petitioner and of GP for Revenue who takes notice for on behalf of the Respondents 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, State of Andhra Pradesh Secretariat, Velagapudi, Amaravati, Guntur District.
2. The District Collector,, Prakasam District at Ongole.
3. The Revenue Divisional Officer,, Ongole Revenue Division, Ongole City, Prakasam District.
4. The Tahsildar,, Inkollu Mandal, Prakasam District.

are directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted

IA NO: 1 OF 2020

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the respondents not to interfere with the petitioners peaceful possession and enjoyment of house sites proprieties for an for an extent of Ac.0.35 cents out of total Ac.1.35 cents in Survey number 169 of Hanumojipalem village in Inkollu Revenue Village and Mandal of Prakasam District, pending disposal of WP No. 10585 of 2020, on the file of the High Court.

The Court made the following: ORDER

Notice before admission.

Learned Government Pleader for Revenue takes notice on behalf of respondents and seeks time to file counter.

There shall be interim direction not to dispossess the petitioners from an extent of Ac.0.5 cents out of total extent of Ac.1.35 cents in Sy No.169, Hanumojipalem Village, Inkollu Revenue Village and Mandal, Prakasam District, except without following the procedure contemplated under law.

**SD/- K. TATA RAO
ASSISTANT REGISTRAR**

//TRUE COPY//

For ASSISTANT REGISTRAR

To

1. The Principal Secretary, Revenue Department, State of Andhra Pradesh Secretariat, Velagapudi, Amaravati, Guntur District.
2. The District Collector,, Prakasam District at Ongole.
3. The Revenue Divisional Officer,, Ongole Revenue Division, Ongole City, Prakasam District.
4. The Tahsildar,, Inkollu Mandal, Prakasam District.
(1 to 4 by RPAD- along with a copy of petition and affidavit)
5. One CC to Sri Naga Praveen Vankayalapati, Advocate [OPUC]
6. Two CCs to GP for Revenue ,High Court of Andhra Pradesh. [OUT]
7. One spare copy

TVR

HIGH COURT

DRJ

DATED:24/06/2020

NOTICE BEFORE ADMISSION

WP.No.10585 of 2020

INTERIM DIRECTION

