

(SHOW CAUSE NOTICE BEFORE ADMISSION)

HIGH COURT OF ANDHRA PRADESH: AMARAVATI

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIFTH DAY OF JUNE TWO THOUSAND AND NINETEEN

:PRESENT:

THE HONOURABLE SMT JUSTICE KONGARA VIJAYA LAKSHMI

WRIT PETITION NO: 7856 OF 2019

Between:

1. Raparla Ulla Rao, S/o. Chalamaiah.
2. Raparta Venkata Rao, S/o. Chalamaiah.

Petitioners

AND

1. The Principal Secretary, Revenue Department, Government of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The Collector & District Magistrate, Guntur District, Guntur, Andhra Pradesh.
3. The Revenue Divisional Officer, Guntur Revenue Division, Guntur district, Guntur, Andhra Pradesh.
4. The Tahsildar, Pedakurapadu Mandal, Guntur district, Andhra Pradesh.
5. Kankanala Prasada Rao, S/o. Venkateswarlu, Aged 64 years, Occ:Agriculture, R/o.Garapadu Village, Pedakurapadu Mandal, Guntur District
6. Kankanala Narayanamma, W/o. Venkateswarlu, Aged 82 years, Occ:Agriculture, R/o.Garapadu Village, Pedakurapadu Mandal, Guntur District
7. Kankanala Sivaji, S/o. Prasada Rao, Aged 42 years, Occ:Agriculture, R/o.Garapadu Village, Pedakurapadu Mandal, Guntur District.
8. Kankanala Rama Krishna, S/o. Bheeshmudu, Aged 38 years, Occ:Service, R/o.Garapadu Village, Pedakurapadu Mandal, Guntur District
9. S.V.Srinivasulu, Retired Tahsildhar, Aged 62 years, R/o.D.No. 32-23-1959, Ward No.7, Kakumanuvari Thota, 7th Line, Main Road, Near Sitha Rama Swamy Temple, Guntur District - 522 002.
10. Bose Babu, S/o. Father's name not known, Aged about 45 years, Occ:VRO Garapadu, O/o. Pedakurapadu Mandal Revenue Office, Pedakurapadu, Guntur District.

Respondent

WHEREAS the Petitioners above named through their Advocate SRI.B.CHINNAPA REDDY 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;

a) To declare the inaction of the respondents No.2 to 4 in not initiating any action to rectify the record of rights regarding the extents of the lands held by the petitioners in Sy.No.209 of Garepadu Village, Pedakurapadu Mandal even after it is brought to their notice regarding the fraud, illegality and high handed action of the respondents No.9 & 10 in collusion with respondents No.5 & 6 to reduce the recorded extents of the lands held by the petitioners prior to Dt16- 01-2018 in violation of the provisions of Rights in Land and Pattedar Pass Books Act, 1971 and in violation of the principles of natural justice so as to benefit the respondents No.5 to 8 as illegal, arbitrary and unconstitutional and contra to the principles of natural justice and for such other reliefs.

b) To direct the 2nd respondent to enquire into the fraud and illegality committed by the respondents No.9 & 10 in amending the record of rights relating to Sy.No.209 of Garapadu Revenue Village in collusion with the respondents No.5 & 6 even without issuing any notice to the petitioners and without passing any orders/proceedings in violation of law and the principles of natural justice;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of SRI.B.CHINNAPA REDDY Advocate for the petitioners and of learned Government Pleader for Revenue takes notice on behalf of respondent Nos.1 to 4,, 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, Government of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The Collector & District Magistrate, Guntur District, Guntur, Andhra Pradesh.
3. The Revenue Divisional Officer, Guntur Revenue Division, Guntur district, Guntur, Andhra Pradesh.
4. The Tahsildar, Pedakurapadu Mandal, Guntur District, Andhra Pradesh.
5. Kankanala Prasada Rao, S/o. Venkateswarlu, R/o.Garapadu Village, Pedakurapadu Mandal, Guntur District
6. Kankanala Narayanamma, W/o. Venkateswarlu, R/o.Garapadu Village, Pedakurapadu Mandal, Guntur District
7. Kankanala Sivaji, S/o. Prasada Rao, R/o.Garapadu Village, Pedakurapadu Mandal, Guntur District.
8. Kankanala Rama Krishna, S/o. Bheeshmudu, R/o.Garapadu Village, Pedakurapadu Mandal, Guntur District
9. S.V.Srinivasulu, Retired Tahsildhar, R/o.D.No. 32-23-1959, Ward No.7, Kakumanuvari Thota, 7th Line, Main Road, Near Sitha Rama Swamy Temple, Guntur District - 522 002.
10. Bose Babu, Occ:VRO Garapadu, O/o. Pedakurapadu Mandal Revenue Office, Pedakurapadu, Guntur District.

are directed to show cause **on or before 09.07.2019** to which date the case stands posted 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.

THE COURT MADE THE FOLLOWING ORDER:

Notice before admission.

Learned counsel for the petitioner is permitted to take out personal notice to the respondents 5 to 10 by RPAD and file proof of service within one week.

Learned Govt. Pleader for Revenue takes notice on behalf of respondents 1 to 4.

Post after three weeks i.e., on 09.07.2019.

ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Principal Secretary, Revenue Department, Government of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The Collector & District Magistrate, Guntur District, Guntur, Andhra Pradesh.

3. The Revenue Divisional Officer, Guntur Revenue Division, Guntur district, Guntur, Andhra Pradesh.
4. The Tahsildar, Pedakurapadu Mandal, Guntur District, Andhra Pradesh.
5. Kankanala Prasada Rao, S/o. Venkateswarlu, R/o.Garapadu Village, Pedakurapadu Mandal, Guntur District
6. Kankanala Narayanamma, W/o. Venkateswarlu, R/o.Garapadu Village, Pedakurapadu Mandal, Guntur District
7. Kankanala Sivaji, S/o. Prasada Rao, R/o.Garapadu Village, Pedakurapadu Mandal, Guntur District.
8. Kankanala Rama Krishna, S/o. Bheeshmudu, R/o.Garapadu Village, Pedakurapadu Mandal, Guntur District
9. S.V.Srinivasulu, Retired Tahsildhar, R/o.D.No. 32-23-1959, Ward No.7, Kakumanuvari Thota, 7th Line, Main Road, Near Sitha Rama Swamy Temple, Guntur District - 522 002.
10. Bose Babu, Occ:VRO Garapadu, O/o. Pedakurapadu Mandal Revenue Office, Pedakurapadu, Guntur District. (1 to 10 by RPAD- along with a copy of petition and affidavit)
11. One CC to SRI.B.CHINNAPA REDDY Advocate [OPUC]
12. Two CCs to GP FOR REVENUE, High Court Of Andhra Pradesh. [OUT]
- 13.** One spare copy

SRL

HIGH COURT

KVLJ

DATED:25/06/2019

**NOTE: POST AFTER THREE WEEKS I.E., ON
09.07.2019**

NOTICE BEFORE ADMISSION

WP.No.7856 of 2019

DRAFTED BY: SRL
DRAFTED ON: 27.06.2019

HIGH COURT

KVLJ

DATED:25/06/2019

NOTE: POST AFTER THREE WEEKS I.E., ON
09.07.2019

NOTICE BEFORE ADMISSION

WP.No.7856 of 2019