

[3331]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

TUESDAY, THE TWENTY THIRD DAY OF APRIL
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI

IA No. 2 OF 2024

IN

WP NO: 9353 OF 2024



Between:

1. Gottumukkala Jogi Jagannadha Raju, S/o Late S.S.Ramachandra Raju, Aged about 68 years, R/o Flat No: SK15/5, Panaroma Towers, Law College Road, Yendada, Visakhapatnam.
2. Smt.Chitturi Surya Kumari, W/o Late Ch.VeeraRaghavulu, Aged about 66 years, R/o D.No. 10-4-25, F.NO: 206, Kirlampudi Arcade, Waltair Uplands, Visakhapatnam.
3. GosalaNarasimha Vijay, S/o Chittipanthulu, Aged about 61 years, R/o Flat No.25, Kirlampudi Layout, Visakhapatnam.
4. Gosala Venugopal, S/o Chittipanthulu, Aged about 61 years, R/o Flat No.25, Kirlampudi Layout, Visakhapatnam.
5. Gottumukkala Lakshmi Narasimha Seetarama Raju, s/o Late Suryanarayana Raju, aged about 59 years, R/o D.No.50-121-10, Balayya Sastry Layout, Near NRI Hospital, Seethammadara, Visakhapatnam.

...Petitioners

(Petitioner in WP 9353 OF 2024
on the file of High Court)

AND

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

2. The District Collector, Maharanipeta, Visakhapatnam.
3. The Revenue Divisional Officer, Bhimunipatnam Division,
Bhimunipatnam, Visakhapatnam District.
4. The Mandal Revenue officer, Chinagadila Mandal, Visakhapatnam
Rural, Visakhapatnam District.

...Respondents

Counsel for the Petitioner :SRI P HEMACHANDRA

Counsel for the Respondents :GP FOR REVENUE

Petition under Section 151 CPC is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to direct the respondents not to interfere with our possession and enjoyment of the subject land i.e., land to an extent of Ac.5-00 in Sy.No.355/11 of Madhurawada Village, Visakhapatnam Rural Visakhapatnam District, Pending disposal of WP No. 9353 of 2024, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER

“Heard Sri O. Manohar Reddy, learned Senior Counsel assisted by Sri P. Hema Chandra, learned counsel for the petitioners and learned Assistant Government Pleader for Revenue appearing for the respondents.

The above writ petition is filed to declare the proceedings of the 2nd respondent i.e., District Collector, Visakhapatnam District, vide Rc.No.1657/2010/E1 (land)-Court Cases dated 17.10.2023, addressed to

the Tahsildar, Visakhapatnam (Rural), 4th respondent herein, to take steps for reopening crime No.13/2005 as illegal and arbitrary.

Learned Senior counsel for the petitioner would submit that, in fact, the petitioner filed W.P.No.25336 of 2023 challenging the proceedings issued by the 2nd respondent *vide* Rc.No.1657/2010/E1 dated 29.04.2023. He would also submit that in the guise of present impugned proceedings, the respondent authorities are trying to interfere with the petitioner's possession of the property.

In view of the facts and circumstances of the case, there shall be an interim direction to the respondents not to interfere with the petitioner's possession of the property of an extent of Ac.5-00 cents in Sy.No.355/11 of Madhurawada Village, Visakhapatnam Rural, Visakhapatnam District, without following due process." /

Sd/- K.TATA RAO
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

For /

To,

1. The Principal Secretary, Revenue Department, Secretariat, Velagapudi, Amaravathi, Guntur District, State of Andhra Pradesh.
2. The District Collector, Maharanipeta, Visakhapatnam.
3. The Revenue Divisional Officer, Bhimunipatnam Division, Bhimunipatnam, Visakhapatnam District.
4. The Mandal Revenue officer, Chinagadila Mandal, Visakhapatnam Rural, Visakhapatnam District. (Addressee Nos. 1 to 4 By RPAD)
5. One CC to SRI. P HEMACHANDRA Advocate [OPUC]
6. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh. [OUT]
7. One spare copy

HIGH COURT

SRS,J

DATED:23/04/2024

LIST THE MATTER ALONG WITH W.P.NO.25336 OF 2023

ORDER

IA No. 2 OF 2024

IN

WP NO: 9353 OF 2024

DIRECTION

