

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)



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

:PRESENT:

THE HONOURABLE SRI JUSTICE D. RAMESH

WRIT PETITION NO: 10273 OF 2021

Between:

1. Kotagiri Murali Mohan, S/o. Venkata Rao, Aged 39 years, Occ: Agriculture, R/o. Door No. 4-21-1, Lopudi Village, Musunuru Mandal, Krishna District.
2. Kotagiri Anuradha, W/o. Venkata Rao, Aged 56 years, Occ: Agriculture, R/o. Door No. 4-21-1, Lopudi Village, Musunuru Mandal, Krishna District.
3. Kotagiri Satyavathi, W/o. Srinivasa Jagannadha Rao, Aged 61 years, Occ: Agriculture, R/o. Door No. 4-21-1, Lopudi Village, Musunuru Mandal, Krishna District.
4. Kotagiri Prasada Rao, S/o. Murali Mohan Rao, Aged 49 years, Occ: Agriculture, R/o. Door No. 4-21A, Lopudi Village, Musunuru Mandal, Krishna District.
5. Vempati Sitha Mahalakshmi, W/o. Viswanadha Rao, Aged 83 years, Occ: Agriculture, R/o. Door No. 4-21A, Lopudi Village, Musunuru Mandal, Krishna District.
6. Bandarupalli Prasad, S/o. Lakshmaiah, Aged 42 years, Occ: Agriculture, R/o. Door No. 4-8B, Lopudi Village, Musunuru Mandal, Krishna District

...Petitioners

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Forest Department, A.P. Secretariat Building, at Velagapudi, Amaravathi.
2. The Divisional Forest Officer, Vijayawada, Krishna District.
3. The Forest Range Officer, Nuzvidu, Krishna District.
4. The Sub-Collector, Nuzvidu, Krishna District.
5. The Tahsildar, Musunuru Mandal, Krishna District.

...Respondents

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 petition declaring the action of the respondents in disposing the petitioners from the land an extent of Ac.118.00 cents in different survey numbers 381/4, 381/5, 381/6, 381/7, 381/8 and 381/9 of Lopudi Village, Musunuru Mandal, Krishna District without conducting the sub-division as per the orders of the 5th respondent as illegal, arbitrary and consequently direct the 5th respondent to take necessary steps for mutating the record.

IA NO: 1 OF 2021

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 direct the respondents not to dispossess the petitioners from the lands in survey No. 381/4, 381/5, 381/6, 381/7, 381/8 and 381/9 of Lopudi Village, Musunuru Mandal, Krishna District without issuing the notice and without following the procedure contemplated under the Act, pending disposal of WP No.10273 of 2021, 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 the Orders of High Court dated 20.5.2021, 16.11.2021 & 04.05.2022 made herein and upon hearing the arguments of Sri .P. Narashari Babu, Advocate for the Petitioners, and G.P. for Forests for the Respondent Nos. 1 to 3 and G.P. for Revenue for the Respondent Nos. 4 & 5, the Court made the following:

ORDER:

"Registry is directed to print the name of Government Pleader for Revenue in the cause list and he requested time for filing counter.

Post after three (03) weeks.

Interim order granted earlier is extended by eight (8) weeks."

//TRUE COPY//

For /

Sd/- SK. MD. RAFI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. One CC to Sri. P.Narahari Babu, Advocate [OPUC]
2. Two CCs to GP for Revenue, High Court of AP [OUT]
3. Two CCs to GP for Forests, High Court of AP [OUT]
4. One spare copy

MSB

HIGH COURT

DR,J

DATED: 15.06.2022

ORDER

POST AFTER THREE (03) WEEKS

WP.No.10273 of 2021

INTERIM ORDER EXTENDED

