

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

WEDNESDAY, THE TENTH DAY OF MAY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE B KRISHNA MOHAN

WRIT PETITION NO: 12432 OF 2023



Between:

1. Marugulla Ammoraiah, S/o Chandraiah, aged about 51 years R/o Durgi Village and Mandal, Palnadu District
2. Manjula Mallikarjun Rao, S/o Chinna Venkateswarlu, aged about 36 years R/o Durgi Village and Mandal, Palnadu District

Petitioners

AND

1. State of Andhra Pradesh, represented by its Principal Secretary, Department of Revenue at A.P.Secretariat, Velagapudi, Amaravathi, Guntur District
2. The District Collector, Palnadu, Palnadu District
3. The Revenue Divisional Officer, Gurazala, Palnadu District
4. The Tahsildar, Durgi Mandal, Palnadu District
5. The Village Revenue Officer, Durgi Village, Durgi Mandal, Palnadu District
6. Kapilavai Annapurnamma, W/o Punna Rao R/o Durgi Village and Mandal, Palnadu District
7. Vemula Murali Krishna, S/o Krishna Murthy R/o Durgi Village and Mandal, Palnadu 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 or Writs, Order or Direction, more particularly one in the nature of Writ of Mandamus declaring the action of Respondents in taking steps to change the names of petitioners from the revenue records which includes 1-B Account and pattadar pass books, etc. in respect of the land in Sy No. 195/C to the extent of Ac.0.10 cents and Ac.1.04 cents respectively situated at Durgi Village and Mandal, Palnadu District, as bad, arbitrary, contrary to Section 5, 5-B of A P Rights in Land and Pattadar Passbooks Act, 1971 and also offends fundamental rights guaranteed under Arts. 14, 21 and 300-A of the Constitution of India.

IA NO: 1 OF 2023

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 take any steps for changing the names of petitioners in the revenue records, which includes 1-B Account, pattadar pass books, etc. in respect of the land in Sy No. 195/C to the extent of Ac.0.10 cents and Ac.1.04 cents respectively situated at Durgi Village and Mandal, Palnadu District, pending disposal of WP 12432 of 2023, 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 upon hearing the arguments of Smt. M VIDYAVATHI Advocate for the Petitioners and of GP FOR REVENUE for the Respondent Nos.1 to 5, the Court made the following

ORDER:

“Heard the learned counsel for the petitioners.

The learned counsel for the petitioners is permitted to take out personal notice to the respondent Nos.6 and 7 and proof of service shall be filed within a period of three (03) weeks from today.

List the matter after Summer Vacation, 2023.

In the meanwhile, the official respondents shall file their counters.

The learned counsel for the petitioners submits that, the respondent Nos.3 and 4 are trying to mutate the subject land in the Revenue Records in favour of the unofficial respondents in an extent of Ac.0.10 cents and Ac.1.04 cents respectively in Sy.No.195/C situated at Durgi Village and Mandal, Palnadu District. The Adangal copy, dated 27.04.2022 discloses the name of the 2nd petitioner for the subject land in an extent of Ac.1.50 cents in Sy.No.195-C of the said village. Similarly, the Form-1B (ROR), dated 27.04.2022 discloses the name of the 2nd petitioner for the subject land in an extent of Ac.1.50 cents in Sy.No.195-C of the said village. While so, at the behest of the representation given by the unofficial respondents, the 4th respondent submitted the report to the 3rd respondent, dated 15.11.2022 recommending the subject land in an extent of Ac.0.08 cents in Sy.No.195/B and Ac.0.12 cents in Sy.No.195/C to be removed from the mutations of the 2nd petitioner herein by also placing the said extent of the land in the disputed list. Aggrieved by the same, this Writ Petition is filed.

In view of the above said facts and circumstances, there shall be an order of Status-Quo as on today to be maintained with respect to the entries of the subject land to the extent claimed by the petitioners as covered under the report of the 4th respondent, dated 15.11.2022, pending further orders.”

Sd/- K. Srinivasa Raju
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Principal Secretary, Department of Revenue, State of Andhra Pradesh, at A.P.Secretariat, Velagapudi, Amaravathi, Guntur District
2. The District Collector, Palnadu, Palnadu District
3. The Revenue Divisional Officer, Gurazala, Palnadu District
4. The Tahsildar, Durgi Mandal, Palnadu District
5. The Village Revenue Officer, Durgi Village, Durgi Mandal, Palnadu District
6. Kapilavai Annapurnamma, W/o Punna Rao R/o Durgi Village and Mandal, Palnadu District
7. Vemula Murali Krishna, S/o Krishna Murthy R/o Durgi Village and Mandal, Palnadu District (Addresses 1 to 7 by **RPAD**)
8. One CC to SMT. M VIDYAVATHI Advocate [OPUC]
9. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh. [OUT]
10. One spare copy

NPC



HIGH COURT

BKMJ

DATED:10/05/2023

LIST THE MATTER AFTER SUMMER VACATION, 2023

ORDER

WP.No.12432 of 2023

STATUS QUO

