

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(Special Original Jurisdiction)

TUESDAY, THE TWENTY SECOND DAY OF NOVEMBER,

TWO THOUSAND AND TWENTY TWO

: PRESENT:

THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI
WRIT PETITION NO: 17074 OF 2022



Between:

Malla Satish Kumar, S/o late Chinna Appa Rao Aged about 41 years, R/o D.No.11-77, Main Road, Gopalapatnam, Visakhapatnam District, A.P.

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Municipal Administration Department, Secretariat, Velagapudi, Amaravathi, Guntur Dist-522503
2. The Greater Visakhapatnam Municipal Corporation, Rep. by its commissioner, Visakhapatnam, Andhra Pradesh.
3. The Zonal Commissioner, Zone VIII, Greater Visakhapatnam Municipal Corporation, Vepagunta, Visakhapatnam Dist. Andhra Pradesh.
4. Penumatsa Venkata Subadramma, W/o Late P.Satyanarayana Raju, Aged about - 82 Yrs, R/o H.No. 1-2/1, Near Ramalayam, Baji Junction, Gopalapatnam, Visakhapatnam District, A.P.
5. Penumatsa Venkata Subbaraju, S/o Late P.Satyanarayana Raju, Aged about - 65 Yrs, R/o H.No. 1-2/1, Near Ramalayam, Baji Junction, Gopalapatnam, Visakhapatnam District, A.P.

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 any writ order or direction more particularly a writ in the nature of a writ of Mandamus by declaring proceedings of the 3rd respondent in R.C.No.23/2022/TI-1/Zone VIII dated-04.06.2022 in declaring the title over the said property to an extent of 753 Sq.Yrds in Sy.No. 2/1 in Sitaramaraju Nagar, Butchirajupalem, Visakhapatnam District which belongs to the petitioner and to transfer assessment Nos. 1086541997 and 1086541999 in favour of respondents No.4 and 5 without there being jurisdiction as illegal, arbitrary, Violative of Principles of Natural Justice and consequently set aside the same.

IA NO: 1 OF 2022

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to grant stay of all further proceedings pursuant to the order dated- 04.06.2022 in R.C.No. 23/2022/TI-1/Zone VIII passed by the 3rd respondent, pending disposal of WP 17074 of 2022, 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 earlier Orders of the High Court dated 23.06.2022 26.07.2022 30.08.2022 & 11.10.2022 made herein and upon hearing the arguments of M/s. A S C Bose, Advocate for the Petitioner, GP for Municipal Administration for the Respondent No.1 and Sri S.Laxmi Narayana Reddy, Standing Counsel for Respondent No.2 & 3, the Court made the following.

ORDER:

Sri. S.Lakshminarayana Reddy, learned standing counsel, prays for and is granted three weeks time to file counter affidavit.

List on 20.12.2022.

Interim order granted earlier is extended till the next date of listing.

//TRUE COPY//

SD/- A.VIJAYA BABU
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. One CC to Sri A S C Bose, Advocate [OPUC]
2. Two CCs to GP for Municipal Administration and Urban Development, High Court of Andhra Pradesh. [OUT]
3. One CC to Sri S.Laxmi Narayana Reddy, Standing Counsel [OPUC].
4. One spare copy

NBR

JH COURT

RNT, J

DATED:22.11.2022

LIST ON 20.12.2022

ORDER

WP.No.17074 of 2022

INTERIM ORDER GRANTED EARLIER IS EXTENDED

