

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

MONDAY, THE ELEVENTH DAY OF JULY TWO, THOUSAND AND TWENTY TWO

:PRESENT:

THE HONOURABLE SRI JUSTICE D. RAMESH

WRIT PETITION No. 19945 of 2022

Between:

Vajrala China Guravaiah, S/o. Mallaiah, Aged 60 years, Occ. Cultivation, R/o. Mittamedapalli Village, Komarole Mandal, Prakasam District.

....Petitioner

AND

1. The State of Andhra Pradesh, Rep. by Principal Secretary to Government, Revenue Department, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Joint Collector, Prakasam District at Ongole.
3. The Sub Collector -cum-Revenue Divisional Officer, Markapur, Prakasam District.
4. The Tahsildar, Komarolu Mandal, Prakasam District.
5. Varra Pedda Guravaiah, S/o. Subbaiah, R/o. Mittamedapalli Village, H/o. Brahmanapalli, Komarole Mandal, Prakasam District.
6. Varra China Guravaiah, S/o. Subbaiah, R/o. Mittamedapalli Village, H/o. Brahmanapalli, Komarole Mandal, Prakasam District.
7. Varra Venkata Subbaiah, S/o. Subbaiah, R/o. Mittamedapalli Village, H/o. Brahmanapalli, Komarole Mandal, Prakasam District.
8. Varra Raja, S/o. Subbaiah, R/o. Mittamedapalli Village, Wo. Brahmanapalli, Komarole Mandal, Prakasam District.
9. Varra Ramanaiah, S/o. Subbaiah, R/o. Mittamedapalli Village, H/o. Brahmanapalli, Komarole Mandal, Prakasam District.
10. Varra Guravaiah, S/o. Subbaiah, R/o. Mittamedapalli Village, H/o. Brahmanapalli, Komarole Mandal, Prakasam 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 a WRIT OF CERTIORARI calling for entire records connected to the Order in R.P.No.D.Dis.D7/1125/2019, Dt.08.04.2022 passed by the 2nd respondent and also the Proceedings in D.Dis.No.A/646/2018, dt. 27.08.2018 issued by the 3rd respondent in Appeal Petition filed by the respondents 5 to 10, thereby requesting to grant Pattadar Passbook and Title Deed connected to the petitioner's agricultural land admeasuring Ac. 6.78 cents in Survey No.774/2 of Reddicherla Revenue Village in Komarolu Mandal of Prakasam District, examine the same and set it aside by declaring the same as illegal, irregular, irrational and violative of the provisions of Andhra Pradesh Rights in Land and Pattadar Passbooks Act, 1971 and rules framed there under and offends Articles 14, 21 AND 300-A of the Constitution of India and consequently direct the respondents 2 to 4 to make necessary mutations in the Record of Rights in conformity with his right, title and possession over the said land.

I.A.No. 2 of 2022 :-

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of W.P., the High Court may be pleased to suspend the operation of Order in R.P.No.D.Dis.D7/1125/2019, Dt.08.04.2022 passed by the 2nd respondent and also the Proceedings in D.Dis.No.A/646/2018, dated 27.08.2018 issued by the 3rd respondent and consequently direct the respondents 2 to 4 to make necessary mutations in the Record of Rights in conformity with the petitioner's right, title and possession over the land of Ac. 6.78 cents in Survey No.774/2 of Reddicherla Revenue Village in Komarolu Mandal of Prakasam District pending disposal of W.P.No. 19945 of 2022, on the file of the High Court.

Contd..2...

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of M/s. Nimmagadda Revathi, Advocate for the Petitioner and of the Govt. Pleader for Revenue for respondent Nos. 1 to 4, Court made the following

ORDER :-

“Learned counsel for the petitioner(s) is permitted to take out personal notice to the unofficial respondent by Registered post with acknowledgement due and file proof of service into the Registry.

Post this case after four weeks.

Meanwhile, the respondents are directed to maintain status-quo in respect of Revenue Records as obtaining on today.”

Sd/- K.TATA RAO
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

- 1.The Principal Secretary to Government, Revenue Department,
State of Andhra Pradesh, Secretariat, Velagapudi, Amaravati, Guntur District.
- 2.The Joint Collector, Prakasam District at Ongole.
- 3.The Sub Collector -cum-Revenue Divisional Officer, Markapur, Prakasam District.
- 4.The Tahsildar, Kornarolu Mandal, Prakasam District.
- 5.Varra Pedda Guravaiah, S/o. Subbaiah, R/o. Mittamedapalli Village,
H/o. Brahmanapalli, Komarole Mandal, Prakasam District.
- 6.Varra China Guravaiah, S/o. Subbaiah, R/o. Mittamedapalli Village,
H/o. Brahmanapalli, Komarole Mandal, Prakasam District.
- 7.Varra Venkata Subbaiah, S/o. Subbaiah, R/o. Mittamedapalli Village,
H/o. Brahmanapalli, Komarole Mandal, Prakasam District.
- 8.Varra RajA, S/o. Subbaiah, R/o. Mittamedapalli Village, Wo. Brahmanapalli,
Komarole Mandal, Prakasam District.
- 9.Varra Ramanaiah, , S/o. Subbaiah, R/o. Mittamedapalli Village, H/o. Brahmanapalli,
Komarole Mandal, Prakasam District.
- 10.Varra Guravaiah, S/o. Subbaiah, R/o. Mittamedapalli Village, H/o. Brahmanapalli,
Komarole Mandal, Prakasam District.
(Addressee Nos. 1 to 10 by RPAD)
- 11.Two CCs to the G.P. for Revenue, High Court of A.P., at Amaravati(OUT)
- 12.One CC to M/s. Nimmagadda Revathi, Advocate(OPUC)
- 13.One spare copy.

TKK

HIGH COURT

DR.J

DT.11-07-2022.

ORDER

W.P.No. 19945 of 2022

STATUS QUO

